



THE BOARD of SUPERVISORS

First District



**Gloria
Molina**

Second District



**Yvonne
Brathwaite
Burke**

Third District



**Zev
Yaroslavsky**

Fourth District



**Don
Knabe**

Fifth District



**Michael D.
Antonovich**

**The Meeting Transcript of
The Los Angeles County
Board of Supervisors**



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**The Meeting Transcript of
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1 **The Meeting Transcript of**
2 **The Los Angeles County Board of Supervisors**
3 **Tuesday, January 14, 2003**
4

5 **>SUP. BURKE, CHAIR:** WE'D LIKE TO ASK EVERYONE TO TAKE THEIR
6 SEATS. THIS MORNING, THE INVOCATION WILL BE LED BY DR. DAFER
7 DAKHIL MASJID OMAR IBIN AT THE AL-KHAATAB FOUNDATION IN THE
8 SECOND DISTRICT. AND THE PLEDGE WILL BE LED BY CARL
9 MIYAGISHIMA, WHO IS THE ADJUTANT, SADA O MUNEMORO, I'M SORRY,
10 MUNEMORI, POST NUMBER 321 OF THE AMERICAN LEGION FROM THE
11 FIRST DISTRICT. DOCTOR IBIN?

12
13 **DR. DAFER DAKHIL:** [Foreign Language] MADAM CHAIR, LADIES AND
14 GENTLEMEN, GOOD MORNING AND HAPPY NEW YEAR. LET US PRAY. LET
15 US SINCERELY PRAY THAT ALL THE PARTICIPANTS IN THIS MEETING
16 WILL MAINTAIN THEIR HEARTS CLEAR AND COMPASSIONATE AND WILL
17 KEEP THEIR MINDS OPEN AND UNDERSTANDING AND LISTENING,
18 THINKING, JUDGING, AND SPEAKING AND DECIDING. ALL THE
19 PARTICIPANTS ARE FULLY CONCERNED WITH THE WELFARE OF THE LOS
20 ANGELES COUNTY BENEFITING FROM THEIR KNOWLEDGE AND EXPERIENCE.
21 LET US PRAY THAT YOUR HEARTS WOULD BE FILLED WITH HOPE FOR A
22 BETTER FUTURE AND YOUR MINDS WILL HAVE THE WISDOM TO SOLVE THE
23 PRESENT PROBLEMS AND DRAW UPON VISIONARY PLANS THAT PROVIDE
24 HOPE TO ALL OF OUR COMMUNITIES, ESPECIALLY THOSE MOST IN NEED.
25 LET OUR HEARTS BE FULL OF LOVE FOR ONE ANOTHER AND FOR OUR



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1 COMMUNITY AND FOR ALL HUMANS AND FOR THEIR ENTIRE LIFE AND
2 THEIR ENVIRONMENT IN ORDER TO SECURE, PRESERVE, AND DEVELOP
3 ALL OF OUR MATERIAL AND MORAL RICHNESS AND BEAUTY. LADIES AND
4 GENTLEMEN, DIVINE BLESSINGS ARE REPRESENTED IN THE TRAITS OF
5 HUMAN CAPABILITIES, TALENTS, AND CONTRIBUTION. LET US PRAY
6 THAT WE WOULD DO ALL OUR BEST TO LET OUR THINKING AND ACTIONS
7 IN THIS CHAMBER AND IN OUR DAILY LIVES MANIFEST THE DIVINE
8 BLESSINGS OF HUMAN -- OF THE HUMAN IDEALS. MAY YOUR FRUITFUL
9 APPROACHES AND DISCUSSIONS BE REWARDED BY PRODUCTIVE
10 CONCLUSIONS FOR THE WELFARE OF OUR COMMUNITY IN ALL MORAL AND
11 MATERIAL ASPECTS, WHICH WILL CONTRIBUTE TO THE WELFARE OF OUR
12 COMMUNITY, OUR NATION, AND THE ENTIRE GLOBAL FAMILY. LET ME
13 CONCLUDE WITH A VERSE FROM THE HOLY KORAN. OH, MANKIND, WE
14 HAVE CREATED YOU FROM A SINGLE PAIR, A MALE AND A FEMALE, AND
15 TURNED YOU INTO NATIONS AND TRIBES SO THAT YOU GET TO KNOW ONE
16 ANOTHER, NOT TO DESPISE EACH OTHER. VERILY, THE BEST OF YOU IN
17 THE EYES OF GOD ARE THE MOST RIGHTEOUS. AMEN.

18

19 **CARL MIYAGISHIMA:** AND EVERYBODY PLEASE REMAIN STANDING, FACE
20 THE U.S. FLAG, PLACE YOUR HANDS OVER YOUR HEART, AND RECITE
21 WITH ME THE PLEDGE OF ALLEGIANCE. READY? BEGIN. [Pledge of
22 Allegiance]

23

24 **SUP. BURKE, CHAIR:** DR. DAFER M. DAKHIL IS THE DIRECTOR OF
25 COMMUNITY DEVELOPMENT AND EXTERNAL AFFAIRS FOR OMAR AL-KHAATAB



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1 FOUNDATION. HE'S BEEN RECOGNIZED BY THE MAYOR OF THE CITY OF
2 LOS ANGELES, THE BOARD OF EDUCATION AND OTHER PUBLIC AGENCIES
3 FOR ACCOMPLISHMENTS IN MULTI-CULTURAL BRIDGE-BUILDING, HUMANS
4 RELATIONS ISSUES AND ADVOCACY TO ACHIEVE EDUCATIONAL REFORM,
5 JUSTICE AND EQUITABLE DISTRIBUTION OF HUMAN RESOURCES, FUNDING
6 AND EDUCATIONAL TOOLS IN PUBLIC EDUCATION AND TO REDUCE THE
7 ACHIEVEMENT GAP. HE IS ALSO THE RECIPIENT OF THE MARTIN LUTHER
8 KING LEGACY ASSOCIATION SOUTHERN CHRISTIAN LEADERSHIP
9 CONFERENCE OF GREATER LOS ANGELES 2002 PROPHETIC WITNESS
10 AWARD, AND THE MOUNT SAINT MARY COLLEGE 2002 CULTURAL FLUENCY
11 AWARD. WE CERTAINLY ARE VERY PLEASED TO HAVE YOU HERE TODAY,
12 THANK YOU VERY MUCH FOR THAT INSPIRATION. [Applause]

13

14 **SUP. MOLINA:** MISS BURKE, THANK YOU. IT IS MY PLEASURE TO
15 PRESENT A CERTIFICATE OF APPRECIATION TO CARL MIYA --

16

17 **CARL MIYAGISHIMA:** MIYAGISHIMA.

18

19 **SUP. MOLINA:** THANK YOU SO MUCH SIR, I APPRECIATE THE HELP ON
20 THAT, FOR LEADING US IN OUR PLEDGE OF ALLEGIANCE. HE IS A
21 MEMBER OF POST NUMBER 321 OF THE AMERICAN LEGION. HE SERVED AS
22 A SPECIALIST FIRST CLASS IN THE THIRD INFANTRY DIVISION OF THE
23 UNITED STATES ARMY FROM 1959, 1961. HIS COMMENDATIONS INCLUDE
24 THE NATIONAL DEFENSE SERVICE MEDAL AND THE MEDAL OF GOOD
25 CONDUCT. HE'S AN ACCOUNTANT AND HE HAS LIVED IN OUR DISTRICT



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1 FOR WELL OVER 20 YEARS. THANK YOU SO MUCH, SIR, AND I'D LIKE
2 TO PRESENT THIS AWARD. [Applause]

3

4 **SUP. BURKE, CHAIR:** WE'LL NOW CALL THE AGENDA.

5

6 **CLERK VARONA-LUKENS:** THANK YOU, MADAM CHAIR, MEMBERS OF THE
7 BOARD, WE'LL BEGIN ON PAGE 3. ON ITEM CS-3, THE COUNTY COUNSEL
8 REQUESTS A TWO-WEEK CONTINUANCE.

9

10 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, SO ORDERED.

11

12 **CLERK VARONA-LUKENS:** ON ITEM CS-7, ALSO THE COUNTY COUNSEL
13 REQUESTS A TWO-WEEK CONTINUANCE, AND THAT'S TO JANUARY 28th,
14 2003.

15

16 **SUP. BURKE, CHAIR:** SO ORDERED. THAT'S CONTINUED FOR TWO WEEKS.

17

18 **CLERK VARONA-LUKENS:** ON PAGE 6, ON ITEM S-1, THE DIRECTOR
19 REQUESTS A THREE-WEEK CONTINUANCE TO FEBRUARY 4, 2003.

20

21 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION -- I'M SORRY. ON S-1, IS
22 THERE ANY OBJECTION TO THAT? THREE WEEKS IS SO ORDERED.

23

24 **CLERK VARONA-LUKENS:** AGENDA FOR THE MEETING OF THE COMMUNITY
25 DEVELOPMENT COMMISSION, ITEM 1-D.



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1

2 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY ANTONOVICH,
3 WITHOUT OBJECTION, SO ORDERED.

4

5 **CLERK VARONA-LUKENS:** AGENDA FOR THE MEETING OF THE HOUSING
6 AUTHORITY, ITEM 1-H.

7

8 **SUP. BURKE, CHAIR:** MOVED BY ANTONOVICH, SECONDED BY KNABE,
9 WITHOUT OBJECTION, SO ORDERED.

10

11 **CLERK VARONA-LUKENS:** AGENDA FOR THE MEETING OF THE REGIONAL
12 PARK AND OPEN SPACE DISTRICT, ITEM 1-P.

13

14 **SUP. BURKE, CHAIR:** MOVED BY YAROSLAVSKY, SECONDED BY MOLINA.
15 WITHOUT OBJECTION, SO ORDERED.

16

17 **CLERK VARONA-LUKENS:** BOARD OF SUPERVISORS ITEMS 1 THROUGH 16,
18 AND I HAVE THE FOLLOWING REQUESTS. ON ITEM NUMBER 2, HOLD FOR
19 SUPERVISOR YAROSLAVSKY. ON ITEM NUMBER 4, HOLD FOR NIKKI
20 CARLSON. ON ITEM NUMBER 8, SUPERVISOR KNABE REQUESTS THAT THAT
21 ITEM BE HELD. HOWEVER, ON ITEMS 7 AND 8, SUPERVISOR
22 YAROSLAVSKY REQUESTS A ONE-WEEK CONTINUANCE AND REFER TO THE
23 CHIEF ADMINISTRATIVE OFFICER FOR PREPARATION OF A
24 COMPREHENSIVE RESPONSE TO THE STATE BUDGET.

25



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1 **SUP. BURKE, CHAIR:** IS THERE ANY OBJECTION TO THE CONTINUANCE?
2 ALL RIGHT. ITEMS 7 AND 8 BOTH OR AS A REQUEST FOR A
3 CONTINUANCE FOR ONE WEEK. WITHOUT OBJECTION, SO ORDERED.

4
5 **SUP. YAROSLAVSKY:** AND A REPORT BACK FROM THE C.A.O.

6
7 **SUP. BURKE, CHAIR:** REPORT BACK ON THIS.

8
9 **CLERK VARONA-LUKENS:** AND SO THE REST OF THOSE ITEMS ARE BEFORE
10 YOU.

11
12 **SUP. BURKE, CHAIR:** ON THE REMAINDER, MOVED BY MOLINA, SECONDED
13 BY YAROSLAVSKY, WITHOUT OBJECTION, SO ORDERED.

14
15 **CLERK VARONA-LUKENS:** ADMINISTRATIVE OFFICER, ITEMS 17 THROUGH
16 20. ON ITEM NUMBER 20, HOLD FOR SUPERVISOR ANTONOVICH.

17
18 **SUP. BURKE, CHAIR:** ON THE REMAINDER, MOVED BY SUPERVISOR
19 ANTONOVICH, SECONDED BY SUPERVISOR KNABE. WITHOUT OBJECTION,
20 SO ORDERED.

21
22 **CLERK VARONA-LUKENS:** AGRICULTURAL COMMISSIONER/ WEIGHTS AND
23 MEASURES, ITEM 21.

24



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1 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.

2 WITHOUT OBJECTION, SO ORDERED.

3

4 **CLERK VARONA-LUKENS:** CHIEF INFORMATION OFFICER, ITEM 22.

5

6 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY YAROSLAVSKY.

7 WITHOUT OBJECTION, SO ORDERED.

8

9 **CLERK VARONA-LUKENS:** CHILDREN AND FAMILY SERVICES, ITEM 23.

10

11 **SUP. BURKE, CHAIR:** MOVED BY YAROSLAVSKY, SECONDED BY MOLINA.

12 WITHOUT OBJECTION, SO ORDERED.

13

14 **CLERK VARONA-LUKENS:** COMMISSION ON JUDICIAL PROCEDURES, ITEM

15 24.

16

17 **SUP. BURKE, CHAIR:** MOVED BY ANTONOVICH, SECONDED BY KNABE.

18 WITHOUT OBJECTION, SO ORDERED.

19

20 **CLERK VARONA-LUKENS:** COUNTY COUNSEL, 25.

21

22 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY YAROSLAVSKY.

23 WITHOUT OBJECTION, SO ORDERED.

24

25 **CLERK VARONA-LUKENS:** FIRE DEPARTMENT, 26.



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1

2 **SUP. BURKE, CHAIR:** MOVED BY YAROSLAVSKY, SECONDED BY MOLINA.
3 WITHOUT OBJECTION, SO ORDERED.

4

5 **CLERK VARONA-LUKENS:** HEALTH SERVICES, 27 AND 28.

6

7 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY ANTONOVICH.
8 WITHOUT OBJECTION, SO ORDERED.

9

10 **CLERK VARONA-LUKENS:** MENTAL HEALTH, ITEMS 29 THROUGH 31.

11

12 **SUP. BURKE, CHAIR:** MOVED BY ANTONOVICH, SECONDED BY KNABE.
13 WITHOUT OBJECTION, SO ORDERED.

14

15 **CLERK VARONA-LUKENS:** PUBLIC SOCIAL SERVICES, ITEMS 32 AND 33.
16 AS NOTED ON THE GREEN SHEET, ON ITEM 33, THE DIRECTOR REQUESTS
17 THE ITEM BE CONTINUED ONE WEEK TO JANUARY 21, 2003.

18

19 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, 33 IS CONTINUED FOR ONE
20 WEEK. ON 32, IT'S MOVED BY KNABE, SECONDED BY YAROSLAVSKY.
21 WITHOUT OBJECTION, SO ORDERED.

22

23 **CLERK VARONA-LUKENS:** PUBLIC WORKS, ITEMS 34 THROUGH 51. ON
24 ITEM 34, AS NOTED ON THE GREEN SHEET, THE DIRECTOR REQUESTS
25 THE ITEM BE CONTINUED ONE WEEK TO JANUARY 21, 2003. ON ITEM



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1 NUMBER 35, HOLD FOR SUPERVISOR YAROSLAVSKY AND OTHERS, AND ON
2 ITEM 36, AS NOTED ON THE GREEN SHEET, THE DIRECTOR REQUESTS A
3 ONE-WEEK CONTINUANCE TO JANUARY 21, 2003, AND ALSO ON ITEM 41,
4 AND A HOLD FOR SUPERVISOR BURKE.

5

6 **SUP. BURKE, CHAIR:** ON 34 AND 36, THOSE ITEMS ARE CONTINUED FOR
7 ONE WEEK. WITHOUT OBJECTION, THEY WILL BE CONTINUED. ON THE
8 REMAINDER THAT AREN'T HELD, MOVED BY YAROSLAVSKY, SECONDED BY
9 MOLINA. WITHOUT OBJECTION, SO ORDERED.

10

11 **CLERK VARONA-LUKENS:** ON PAGE 24, THE SHERIFF, ITEM 52, THE
12 COUNTY COUNSEL REQUESTS THAT THIS ITEM BE REFERRED TO CLOSED
13 SESSION.

14

15 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, ITEM 52 IS REFERRED TO
16 CLOSED SESSION.

17

18 **CLERK VARONA-LUKENS:** TREASURER AND TAX COLLECTOR, ITEM 53.

19

20 **SUP. BURKE, CHAIR:** MOVED BY MOLINA, SECONDED BY ANTONOVICH.
21 WITHOUT OBJECTION, SO ORDERED.

22

23 **CLERK VARONA-LUKENS:** MISCELLANEOUS COMMUNICATIONS, ITEMS 54
24 THROUGH 57. ON ITEMS 54 AND 55, THE COUNTY COUNSEL REQUESTS A
25 TWO-WEEK CONTINUANCE TO JANUARY 28, 2003.



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1

2 **SUP. BURKE, CHAIR:** ITEM 54 AND 55 WILL BE CONTINUED FOR TWO
3 WEEKS. WITHOUT OBJECTION, SO ORDERED. ON THE REMAINDER, IT'S
4 MOVED BY ANTONOVICH, SECONDED BY KNABE. WITHOUT OBJECTION, SO
5 ORDERED.

6

7 **CLERK VARONA-LUKENS:** ORDINANCE FOR INTRODUCTION, ON ITEM 58,
8 AN ORDINANCE AMENDING TITLE 6, SALARIES OF THE LOS ANGELES
9 COUNTY CODE RELATING TO SETTING SALARIES FOR DESIGNATED LACERA
10 PERSONNEL AND TO FACILITATE PERSONNEL ADMINISTRATION WITHIN
11 LACERA.

12

13 **SUP. BURKE, CHAIR:** MOVED BY KNABE, SECONDED BY MOLINA. WITHOUT
14 OBJECTION, SO ORDERED.

15

16 **CLERK VARONA-LUKENS:** ORDINANCES FOR ADOPTION, ITEMS 59 THROUGH
17 62. ON ITEM NUMBER 59, SUPERVISOR YAROSLAVSKY REQUESTS A TWO-
18 WEEK CONTINUANCE TO JANUARY 28, 2003.

19

20 **SUP. BURKE, CHAIR:** ITEM 59, WITHOUT OBJECTION, WILL BE
21 CONTINUED FOR TWO WEEKS. ON THE REMAINDER, LET'S SEE ON 93, IS
22 THERE A STATEMENT TO BE READ?

23

24 **CLERK VARONA-LUKENS:** OH THAT'S ON 63.

25



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1 **SUP. BURKE, CHAIR:** SEPARATE MATTER, OKAY, ON THE REMAINDER,
2 MOVED BY MOLINA, SECONDED BY ANTONOVICH. WITHOUT OBJECTION, SO
3 ORDERED.

4

5 **CLERK VARONA-LUKENS:** SEPARATE MATTER, ON ITEM 63, AFTER
6 TABULATING THE BALLOTS, A DETERMINATION HAS BEEN MADE THAT A
7 MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENTS
8 WITHIN THE AREAS COVERED BY SUBDIVISION NUMBERS 46138 AND
9 46139, AND ALSO A DETERMINATION HAS BEEN MADE THAT NO MAJORITY
10 PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENTS IN THE
11 REMAINING FIVE SUBDIVISION AREAS.

12

13 **SUP. BURKE, CHAIR:** AS A RESULT, I MOVE THAT THE BOARD ABANDON
14 PROCEEDINGS TO ANNEX AND LEVY ASSESSMENTS FOR SUBDIVISION
15 PROJECT NUMBER 46138 AND 46139 AND REFER THOSE MATTERS BACK TO
16 THE DIRECTOR OF PUBLIC WORKS, AND THAT THE BOARD ADOPT THE
17 RESOLUTION ORDERING THE FORMATION OF LIGHTING MAINTENANCE
18 DISTRICT 1616-B AND THE DESIGNATION OF PALMDALE ZONE B OF
19 COUNTY LIGHTING DISTRICT LLA-1 AND THE ANNEXATION AND LEVYING
20 OF ASSESSMENTS FOR THE REMAINING FIVE SUBDIVISION AREAS.
21 SECONDED BY ANTONOVICH. WITHOUT OBJECTION, SO ORDERED.

22

23 **CLERK VARONA-LUKENS:** PUBLIC HEARING, ON ITEM 64, HOLD FOR
24 HEARING. AND ON THE ITEMS CONTINUED FROM PREVIOUS MEETINGS, ON
25 ITEM A-3, HOLD FOR PUBLIC COMMENT.



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1

2 **CLERK VARONA-LUKENS:** THAT COMPLETES THE READING OF THE AGENDA.
3 BOARD OF SUPERVISORS' SPECIAL ITEMS BEGIN WITH SUPERVISORIAL
4 DISTRICT NO. 3.

5

6 **SUP. BURKE, CHAIR:** BEFORE YOU CALL YOUR PRESENTATIONS, I'D
7 LIKE TO ASK THAT SUPERVISOR YAROSLAVSKY COME FORWARD AND ALSO
8 THAT WE HAVE THE DIRECTOR OF CALTRANS, DOUGLAS FAILING, COME
9 FORWARD. IS HE HERE? I DON'T SEE HIM COMING FORWARD. ALL
10 RIGHT. THEN WHY DON'T YOU -- WELL, SUPERVISOR YAROSLAVSKY, WHY
11 DON'T YOU GO ON WITH YOUR PRESENTATION. OKAY. ALL RIGHT.
12 SUPERVISOR KNABE WILL DO HIS PRESENTATIONS. I THOUGHT HE WAS
13 HERE. ALL RIGHT. COULD I ASK EVERYONE FOR SOME ATTENTION?

14

15 **SUP. KNABE:** MADAM CHAIR, MEMBERS OF THE BOARD, LADIES AND
16 GENTLEMEN, IT'S MY PRIVILEGE THIS MORNING TO CALL FORWARD, WE
17 HAD A LITTLE RECEPTION AHEAD OF TIME AND WHERE WE PRESENTED
18 THE SCROLLS, BUT FOR THE FOURTH DISTRICT TEACHERS OF THE YEAR
19 FROM THE VARIOUS SCHOOLS THROUGHOUT THE FOURTH DISTRICT, AND
20 I'D LIKE TO WELCOME THEM. THEY'RE BEING JOINED TODAY BY THEIR
21 SUPERINTENDENTS WHO'RE IN THE AUDIENCE, FAMILY MEMBERS,
22 COLLEAGUES, BOARD MEMBERS FROM THE VARIOUS SCHOOL DISTRICTS,
23 BUT FIRST OF ALL, FROM THE BELFIRE UNIFIED SCHOOL DISTRICT,
24 TEACHER OF THE YEAR, HE'S A TEACHER OF ARTS AND SOCIAL SCIENCE



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1 AT MAYFAIR MIDDLE SCHOOL, FROM BELFIRE UNIFIED SCHOOL
2 DISTRICT, MR. PAUL GETTY. [Applause]

3

4 **SUP. KNABE:** FROM DOWNEY UNIFIED SCHOOL DISTRICT, THE TEACHER
5 OF THE YEAR IS DR. JOYCE HARMON, AND SHE TEACHES READING AT
6 DOWNEY HIGH SCHOOL. [Applause]

7

8 **SUP. KNABE:** OKAY, ALL RIGHT. NEXT IS SITINDER HAWKINS FROM
9 LONG BEACH UNIFIED SCHOOL DISTRICT. SHE TEACHES SOCIAL STUDIES
10 AT ROGERS MIDDLE SCHOOL. [Applause].

11

12 **SUP. KNABE:** NEXT FROM LONG BEACH UNIFIED SCHOOL DISTRICT
13 TEACHER OF THE YEAR, DEE QUALLS, AND DEE TEACHES COMPUTER
14 TECHNOLOGY AT EMERSON PARKSIDE ACADEMY CHARTER SCHOOL. [
15 Applause].

16

17 **SUP. KNABE:** ALSO FROM THE LONG BEACH UNIFIED SCHOOL DISTRICT,
18 ALSO TEACHING AT EMERSON PARKSIDE ACADEMY CHARTER SCHOOL,
19 FELICIA WARD. [Applause]

20

21 **SUP. KNABE:** AND FROM MANHATTAN UNIFIED SCHOOL DISTRICT THE
22 TEACHER OF THE YEAR IS CAROL MATTHEWS. SHE TEACHES DRAMA AT
23 MARA COSTA HIGH SCHOOL. [Applause]

24



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1 **SUP. KNABE:** FROM PALOS VERDES UNIFIED SCHOOL DISTRICT, SHE
2 TEACHES AT MIRA CATALINA ELEMENTARY SCHOOL, CYNTHIA JEZAK. [
3 Applause]

4

5 **SUP. KNABE:** JASAK, ALL RIGHT. FROM PARAMOUNT UNIFIED SCHOOL
6 DISTRICT THE TEACHER OF THE YEAR, ANGELA ELLEN HESS. SHE
7 TEACHES PARENTING AT PARAMOUNT UNIFIED. [Applause]

8

9 **SUP. KNABE:** FROM REDONDO BEACH UNIFIED SCHOOL DISTRICT, EILEEN
10 DEBMAN, SHE TEACHES SECOND GRADE AT LINCOLN ELEMENTARY SCHOOL.
11 [Applause]

12

13 **SUP. KNABE:** FROM THE ROLLAN UNIFIED SCHOOL DISTRICT, MR. JEFF
14 HOLT. JEFF TEACHES PHOTO AND CERAMICS AT SANTANA HIGH SCHOOL.
15 [Applause].

16

17 **SUP. KNABE:** NOT ABLE TO ATTEND TODAY BUT FROM THE LOS ANGELES
18 COUNTY OFFICE OF EDUCATION, THE TEACHER OF THE YEAR WAS JOHN
19 GUZMAN, AND JOHN IS BEING REPRESENTED BY JOSEPH RIVERA,
20 PRINCIPAL OF MADDOX. [Applause]

21

22 **SUP. KNABE:** AND THEN, OUT OF ALL THROUGHOUT THE ENTIRE LOS
23 ANGELES COUNTY, WE HAD TWO OF OUR TEACHERS SELECTED AS
24 TEACHERS OF THE YEAR FOR LOS ANGELES COUNTY, AND FIRST OF ALL,
25 AND I'D LIKE TO ASK ANGIE TO JOIN ME UP HERE AS WELL AS DR.



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1 ROBLUS, OUR COUNTY SUPERINTENDENT, THE FIRST PRESENTATION FROM
2 MIDDLELAKE CITY SCHOOL DISTRICT, THE TEACHER OF THE YEAR, SHE
3 TEACHES FIRST GRADE, ANNETTE CARTER. [Applause]

4

5 **SUP. KNABE:** AND THEN FROM TORRANCE UNIFIED SCHOOL DISTRICT,
6 THE COUNTY TEACHER OF THE YEAR, THE LAUNCH PRESCHOOL PROGRAM,
7 MR. DALE LOFFGREN. [Applause]

8

9 **SUP. KNABE:** DR. ROBLUS, WOULD YOU LIKE TO SAY A COUPLE OF
10 WORDS?

11

12 **DR. ROBLUS:** ON BEHALF OF THE COUNTY OFFICE OF EDUCATION, I
13 WANT TO ALSO ADD MY CONGRATULATIONS TO THE TEACHERS OF THE
14 YEAR FROM THE DISTRICTS AND ALSO OUR COUNTY TEACHERS OF THE
15 YEAR AND ALSO A SPECIAL THANKS TO SUPERVISOR KNABE FOR THIS
16 SPECIAL HONOR. I THINK ALL OF US CAN SIT BACK AND REFLECT ON
17 WHAT TEACHERS HAVE DONE TO OUR LIVES AS INDIVIDUALS BUT MORE
18 IMPORTANT TO THE GREATER SOCIETY OF OUR COUNTRY. AND AGAIN,
19 IT'S AN HONOR TO REPRESENT THE BEST AND THE BRIGHTEST IN L.A.
20 COUNTY TO BE HERE ALONG WITH THESE WONDERFUL, WONDERFUL
21 TEACHERS OF THE YEAR. AGAIN, CONGRATULATIONS TO EACH AND EVERY
22 ONE OF YOU. [Applause] [Mixed Voices]

23

24 **SUP. BURKE, CHAIR:** SUPERVISOR ANTONOVICH?

25



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1 **SUP. ANTONOVICH:** FOLLOWING UP ON THE RECOGNITION OF THOSE
2 OUTSTANDING EDUCATORS IN THE COUNTY OF LOS ANGELES, WE WOULD
3 LIKE TO RECOGNIZE TWO OF OUR SCHOOLS LISTED AS NATIONAL BLUE
4 RIBBON SCHOOLS FOR 2002. THAT'S TOLE MIDDLE SCHOOL OF GLENDALE
5 UNIFIED SCHOOL DISTRICT AND ARROYO SECO JUNIOR HIGH SCHOOL OF
6 WILLIAM S. HART UNIFIED SCHOOL DISTRICT. SINCE 1982, THE
7 NATIONAL BLUE RIBBON SCHOOLS PROGRAM HAS PROMOTED AND
8 SUPPORTED THE IMPROVEMENT OF EDUCATION BY IDENTIFYING AND
9 RECOGNIZING SCHOOLS THAT ARE MODELS OF EXCELLENCE AND QUALITY.
10 THESE TWO SCHOOLS ARE SELECTED FOR THEIR HIGH-QUALITY
11 TEACHING, CHALLENGING CURRICULUM, AND FOR THEIR STRONG
12 PARTNERSHIPS BETWEEN THE SCHOOLS AND THE COMMUNITIES. SO AT
13 THIS TIME, WE WOULD LIKE TO PRESENT TO TOLE MIDDLE SCHOOL, AND
14 WE HAVE WITH US ELAINE McCOYA, WHO IS THE PAST PRESIDENT, JAN
15 HOMAN, THE PRINCIPAL, CHUCK SANDBAR, PRESIDENT OF THE BOARD OF
16 EDUCATION, AND DANNY DIAZ, WHO IS THE STUDENT BODY PRESIDENT.
17 [Mixed Voices] AND FOR THE ARROYO SECO JUNIOR HIGH SCHOOL,
18 WE HAVE JACQUELINE SNYDER, WHO IS JACKIE SNYDER THE PRINCIPAL;
19 ROBERT LEVY, THE SUPERINTENDENT; AND STEVE STURGEON, WHO IS A
20 MEMBER OF THE BOARD OF EDUCATION. JOSHUA PRESTON, THE STUDENT
21 BODY PRESIDENT. [Applause]

22

23 **SPEAKER:** GOOD MORNING. ON BEHALF OF THE GLENDALE UNIFIED
24 SCHOOL DISTRICT, WE'RE VERY PROUD AND HONORED TO RECEIVE THIS
25 AWARD FROM THE COUNTY BOARD AND APPRECIATE YOUR SUPPORT. AND I



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1 ALSO WOULD LIKE TO TAKE THIS OPPORTUNITY -- QUICK OPPORTUNITY
2 TO INTRODUCE OUR SCHOOL STAFF SEATED OVER TO THE RIGHT, A VERY
3 FINE COMMUNITY OF TEACHERS, COUNSELORS, SUPPORT STAFF,
4 CLASSIFIED, AND WE HAVE SEVERAL PARENTS AND BOARD MEMBERS AND
5 OUR ASSISTANT SUPERINTENDENT ALICE PATROSIA FROM THE HOOVER
6 HIGH SCHOOL CLUSTER. THANK YOU VERY MUCH. [Applause]

7

8 **SPEAKER:** IT'S MY PLEASURE TO THANK THE BOARD AND MIKE
9 ANTONOVICH FOR THIS AWARD ALSO. BLUE RIBBON IS A WONDERFUL
10 HONOR AND CANNOT BE DONE WITHOUT THE SUPPORT OF EVERYONE.
11 TODAY WE ALSO HAVE THE TEACHERS WHO WROTE IT, STUDENT
12 REPRESENTATIVES AND OUR BOARD MEMBER, STEVE STURGEON, HERE TO
13 JOIN US AND CELEBRATE THIS. THANK YOU VERY MUCH. [Applause]

14

15 **SUP. ANTONOVICH:** TODAY WE WOULD LIKE TO INVITE RUTH JURGON,
16 THE PRESIDENT OF THE LOS ANGELES COUNTY COMMISSION FOR WOMEN
17 AND RICO DUBAR, THE COMMISSIONER AND CHAIR OF THE 5-K RUN AND
18 WALK HEALTH EXPO, WHO WILL JOIN ME IN CONGRATULATING THE WOMEN
19 FOR HONORING AND HOLDING ITS FOURTH ANNUAL 5-K RUN/ WALK
20 HEALTH EXPO AT THE PASADENA ROSE BOWL THIS PAST SEPTEMBER
21 14th. AND THIS IS GOING TO BE FOR NEXT SEPTEMBER 14th? FOR
22 NEXT -- NEXT YEAR'S -- OR THIS COMING YEAR ON SEPTEMBER 14th.
23 THEY HAVE HAD A VERY SUCCESSFUL PROGRAM. I'VE HAD THE
24 OPPORTUNITY TO PARTICIPATE IN A FEW OF THOSE, AND THEIR
25 LEADERSHIP HAS HELPED RAISE FUNDS AND CONSCIOUSNESS TO HELP A



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1 NUMBER OF INDIVIDUALS FROM THIS COMMUNITY OF LOS ANGELES. THIS
2 MORNING, EACH SUPERVISOR IS GOING TO PRESENT A CERTIFICATE
3 ACCOMMODATION TO THE RECIPIENTS FOR THEIR RESPECTIVE
4 DISTRICTS, AND EACH ONE OF THE RECIPIENTS ARE GOING TO RECEIVE
5 A 1,000-DOLLAR SUPPLEMENTAL SCHOLARSHIP BY THE LOS ANGELES
6 COUNTY COMMISSION FOR WOMEN TO ANY COLLEGE OR SCHOOL OF THEIR
7 CHOICE. AND NOW WE WOULD LIKE TO RECOGNIZE SUPERVISOR MOLINA
8 FOR THE FIRST PRESENTATIONS. YOU WANT TO SAY SOMETHING FIRST?
9 OKAY, OKAY.

10

11 **RUTH JURGON:** GOOD MORNING AND THANKS TO CHAIRPERSON SUPERVISOR
12 BURKE AND TO THE BOARD OF SUPERVISORS, THANK YOU FOR HAVING US
13 HERE TODAY. WE COME BEFORE YOU TODAY WITH SOME GOOD NEWS
14 BECAUSE WE KNOW RECENTLY YOU'VE HAD AN AWFUL LOT OF BAD NEWS.
15 WE BRING BEFORE YOU FOR SCHOLARSHIP RECIPIENTS, 25 YOUNG
16 WOMEN, GIRLS, WHO ARE PART OF THE SYSTEM WHO ARE WORKING HARD
17 TO GET THEIR LIVES TOGETHER. WE WILL BE PRESENTING TO THEM A
18 THOUSAND-DOLLAR SCHOLARSHIP TO HELP THEM GET BACK IN SCHOOL
19 AND BUY THE NECESSARY ITEMS THAT THEY NEED. SINCE THE
20 INCEPTION OF OUR PROGRAM THREE YEARS AGO, WE HAVE PROVIDED 75
21 SCHOLARSHIPS AND I'M HAPPY TO SAY THAT OUR YOUNG GIRLS HAVE
22 GONE ON TO COLLEGE, SOME OF THEM ARE BECOMING DOCTORS, SOME OF
23 THEM ARE BECOMING NURSES, THEY'RE IN TRADE SCHOOLS, AND WE'RE
24 JUST VERY PLEASED THAT YOU ALLOW US THE OPPORTUNITY TO WORK AS
25 COMMISSIONERS WITH AN OUTREACH PROGRAM TO THE COMMUNITY TO



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1 HELP THESE YOUNG WOMEN. WE THANK YOU SO MUCH, AND TO OUR
2 FELLOW COMMISSIONERS, THANK YOU FOR ALL THE HARD WORK THAT
3 WE'VE DONE. AND TO OUR CHAIRPERSON, RICO DUBAR WHO WORKED SO
4 HARD IN THIS EFFORT, AND SHE IS A ATHLETE IN HER OWN RIGHT,
5 RICO. [Applause]

6

7 **RICO DUBAR:** THANK YOU VERY MUCH RUTH. OF THE FIVE DAY EVENT,
8 I'D LIKE TO THANK THE BOARD OF SUPERVISORS FOR YOUR CONTINUED
9 SUPPORT, AND WE HAD THE SUCCESSFUL FOURTH ANNUAL 5-K RUN/WALK
10 AND HEALTH EXPO FOR GIRLS AT RISK ON SEPTEMBER 14th, 2002, SO
11 I WOULD LIKE YOU TO MARK YOUR CALENDAR FOR OUR FIFTH
12 ANNIVERSARY EVENT, WHICH WILL BE TENTATIVELY TAKING PLACE AT
13 THE ROSE BOWL ON SEPTEMBER 20th, ON SATURDAY SATURDAY, THIS
14 YEAR, AND WE'D LIKE TO SEE YOU AND THANK YOU VERY MUCH FOR
15 CONTINUED SUPPORT. [Applause]

16

17 **SUP. MOLINA:** THANK YOU, MR. ANTONOVICH AND COMMISSIONERS AS
18 WELL. I'M GOING TO ASK THEM TO COME UP AND JOIN ME. THESE ARE
19 THE YOUNG WOMEN WHO WILL BENEFIT FROM THE LEADERSHIP THAT HAS
20 BEEN PROVIDED BY THE COMMISSION. THESE ARE SCHOLARSHIPS THAT
21 ARE GOING TO ASSIST THEM TO GET, FINISH UP AND KIND OF START
22 OUT ON REALLY SPECIAL CAREERS, AND SO IT'S MY PLEASURE TO MAKE
23 PRESENTATIONS TO THEM. FIRST OF ALL, WE HAVE MARICEL ARROYO.
24 MARICEL PLANS TO ATTEND EAST L.A. COMMUNITY COLLEGE, SHE WANTS
25 A DEGREE IN NURSING AND WE WANT TO HIRE HER THE MINUTE THAT



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1 SHE FINISHES. HER LONG-TERM GOAL IS TO BECOME A REGISTERED
2 NURSE, WHICH IS PROBABLY A VOCATION THAT CAN TAKE HER ANYWHERE
3 IN THE WORLD AND SHE WILL HAVE A JOB. SHE HAS BEEN RECOMMENDED
4 BY -- FOR THIS SCHOLARSHIP BY THE OFFICE OF EDUCATION. SO
5 CONGRATULATIONS TO YOU, MARICEL FOR THIS SCHOLARSHIP. [
6 Applause]

7

8 **SUP. MOLINA:** NEXT WE HAVE CYNTHIA ESCOBAR. HER PLANS ARE TO
9 ATTEND CERRITOS COLLEGE. SHE WANTS TO GET A BACHELOR'S DEGREE
10 IN COMPUTER GRAPHICS, WHICH ALSO IS GOING TO, BEING IN THE
11 HIGH TECH AREA, IS GOING TO HAVE A TREMENDOUS FUTURE. SHE WAS
12 ALSO RECOMMENDED FOR A SCHOLARSHIP BY THE OFFICE OF EDUCATION.
13 CYNTHIA? [Applause]

14

15 **SUP. MOLINA:** NEXT WE HAVE BELINDA FIERO. BELINDA IS CURRENTLY
16 ENROLLED AT U.S.C. SHE IS MAJORING IN PSYCHOLOGY AND MINORING
17 IN EITHER ANIMATION OR PHILOSOPHY, WHAT A RANGE. SHE'S
18 INTERESTED IN WORKING AS A TEACHER, WHICH OF COURSE IS SO
19 VITAL TO OUR COMMUNITY AND AS A COUNSELOR TO PROVIDE
20 LEADERSHIP. SHE HAS BEEN RECOMMENDED BY A SCHOLARSHIP BY THE
21 D.P.S.S. FOOT HILL FAMILY SERVICES PROGRAM. BELINDA,
22 CONGRATULATIONS. [Applause]

23

24 **SUP. MOLINA:** ALSO, THERE ARE TWO OTHER YOUNG WOMEN FROM MY
25 DISTRICT WHO DID RECEIVE THESE SCHOLARSHIPS. THEY'RE NOT HERE



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1 TODAY, MARICEL GARCIA, ALSO PLANNING ON ATTENDING U.S.C. SHE
2 IS GOING TO BE A POLITICAL SCIENCE MAJOR, AND WANTS TO MAJOR
3 IN INTERNATIONAL RELATIONS AS WELL. SHE WANTS TO GO ON TO LAW
4 SCHOOL. SHE'S GOT BIG PLANS AND COULDN'T JOIN US TODAY. BUT
5 ALSO, LASHANNA BURDEN, WHO IS GOING TO BE ATTENDING CAL STATE
6 NORTHRIDGE, WHO WANTS A DEGREE IN PSYCHOLOGY, BUT HER BIG GOAL
7 IS TO BECOME A P.H.D. IN PSYCHOLOGY. SO ON BEHALF OF THE BOARD
8 OF SUPERVISORS, LET ME CONGRATULATE ALL OF THE YOUNG WOMEN,
9 BUT PARTICULARLY CONGRATULATE THE COMMISSION ON WOMEN WHO MADE
10 THIS SO VITAL AND ALL THE COMMISSIONERS WHO TOOK A VERY ACTIVE
11 PART. SO OLIVIA, RUTH, EVERYONE, THANK YOU SO MUCH FOR JOINING
12 US THIS MORNING. CONGRATULATIONS.

13

14 **SUP. BURKE, CHAIR:** WE WANT TO CONGRATULATE THE YOUNG WOMEN
15 FROM THE SECOND DISTRICT. AND THE FIRST IS SHANNA ELLIS, WHO
16 PLANS TO ATTEND SANTA MONICA COLLEGE. SHE WILL STUDY FASHION,
17 BUSINESS, AND MARKETING. SHE WANTS TO EARN A FOUR-YEAR DEGREE
18 IN FINE ARTS, AND SHE WAS RECOMMENDED BY THE BIG BROTHERS AND
19 SISTERS OF L.A. THANK YOU.[Applause] FAITH JORDAN, CURRENTLY
20 ENROLLED AT SOUTHWEST COLLEGE, WANTS TO OBTAIN A B. A. IN
21 CHILD PSYCHOLOGY. SHE DESIRES TO BE A MENTOR TO FOSTER CARE
22 YOUTH. THAT'S A WONDERFUL THING, AND SHE'S RECOMMENDED BY
23 D.C.F.S. INDEPENDENT LIVING CENTER. CONGRATULATIONS. [
24 Applause]

25



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1 **SUP. BURKE, CHAIR:** ALICIA LEWIS, CURRENTLY AT SOUTHWEST
2 COLLEGE, WANTS TO OBTAIN A B.A. DEGREE IN PSYCHOLOGY. ALSO
3 INTERESTED IN FASHION DESIGN. AND SHE WAS RECOMMENDED BY
4 D.C.F.S. INDEPENDENT LIVING CENTER. [Applause]

5

6 **SUP. BURKE, CHAIR:** NATALIE MARIE RODRIGUEZ, AND NATALIE WANTS
7 -- SHE'S CURRENTLY ENROLLED IN THE NURSING PROGRAM AT MOUNT
8 ST. MARY'S COLLEGE. SHE WANTS TO BECOME A REGISTERED NURSE,
9 AND SHE WAS RECOMMENDED BY THE OFFICE OF EDUCATION.
10 CONGRATULATIONS TO YOU. [Applause]

11

12 **SUP. BURKE, CHAIR:** MAYBEL SUPIDA, WHO IS INTERESTED IN
13 LEARNING AMERICAN SIGN LANGUAGE AND WORKING WITH THE DEAF. HER
14 CAREER GOAL IS TO BE A SOCIAL WORKER, AND SHE'S RECOMMENDED BY
15 THE OFFICE OF EDUCATION. [Applause]

16

17 **SUP. BURKE, CHAIR:** WE REALLY WANT TO CONGRATULATE THESE YOUNG
18 WOMEN AND THEY HAVE MARVELOUS GOALS, AND THEY'RE WELL ON THEIR
19 WAY. CONGRATULATIONS TO YOU AND CONGRATULATIONS... [Applause
20] [Mixed Voices]

21

22 **SUP. YAROSLAVSKY:** MADAM CHAIR, I'D LIKE TO CALL ON THIRD
23 DISTRICT RECIPIENTS WHO ARE ON THEIR WAY HERE. FIRST OF ALL,
24 MORGAN AGUILAR. WHERE'S MORGAN, HI. MORGAN IS A GRADUATE FROM
25 TAFT HIGH SCHOOL IN WOODLAND HILLS. SHE WILL BE ATTENDING



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1 VALLEY COLLEGE IN THE SAN FERNANDO VALLEY AND STUDYING MEDICAL
2 -- STUDYING IN THE MEDICAL FIELD AND PLANS TO TRANSFER TO CAL
3 STATE NORTHRIDGE. SHE'S BEEN RECOMMENDED FOR THE SCHOLARSHIP
4 BY THE OFFICE OF EDUCATION. WE WISH HER THE BEST OF LUCK,
5 MORGAN. [Applause]

6

7 **SUP. YAROSLAVSKY:** NEXT IS CINDY CLONGRASETA. DID I SAY THAT
8 CORRECTLY, ALL RIGHT? COMPLETED HIGH SCHOOL IN DECEMBER. SHE
9 GAINED COLLEGE CREDITS BY COMPLETING THE CULINARY ARTS CLASS
10 AND ATTENDING THE INSTRUCTIONAL TELEVISION CLASS AT HER
11 SCHOOL. AND HER LONG-TERM GOAL IS TO TEACH PHYSICAL EDUCATION
12 OR TO BECOME A COACH, AND THERE'S SOME SCHOOLS IN TOWN WHO ARE
13 MAY BE LOOKING FOR A COACH SOON. AND, HEH. [Light Laughter].

14

15 **SUP. YAROSLAVSKY:** AND SHE WAS ALSO RECOMMENDED BY THE OFFICE
16 OF EDUCATION. CINDY, CONGRATULATIONS. [Applause]

17

18 **SUP. YAROSLAVSKY:** NEXT IS TAYLOR CUT. TAYLOR PLANS TO ATTEND
19 U.C. SAN DIEGO, OR CAL STATE SAN DIEGO. SHE WANTS TO MAJOR IN
20 PERFORMING ARTS, SPECIALIZING IN DANCE. WANTS TO WORK IN THE
21 ENTERTAINMENT INDUSTRY AND WAS RECOMMENDED BY BIG BROTHERS AND
22 SISTERS OF LOS ANGELES. [Applause]

23

24 **SUP. YAROSLAVSKY:** OKAY. NEXT IS KARA SHAW DAY, WHO'S ENROLLED
25 IN CERRITOS COLLEGE, MR. KNABE, WANTS TO TRANSFER TO CAL STATE



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1 DOMINGAS HILLS AND MAJOR IN CHILD DEVELOPMENT. SHE WANTS TO
2 MINOR ALSO IN CHOREOGRAPHY. SHE'S RECOMMENDED BY THE BOYS AND
3 GIRLS CLUB OF SANTA MONICA. KARA? [Applause]

4

5 **SUP. YAROSLAVSKY:** AND LAST BUT CERTAINLY NOT LEAST IS VALERIE
6 VELASQUEZ, WHO PLANS TO ENROLL IN COMMUNITY COLLEGE. HER
7 CAREER GOALS ARE TO BECOME A REGISTERED NURSE AND WE NEED A
8 LOT OF REGISTERED NURSES. AND SHE'S RECOMMENDED BY THE
9 DEPARTMENT OF PUBLIC SOCIAL SERVICES AND EL NINO FAMILY
10 CENTER. [Applause]

11

12 **SUP. YAROSLAVSKY:** THANK YOU, MADAM CHAIR.

13

14 **SUP. KNABE:** THANK YOU. MADAM CHAIR, MEMBERS OF THE BOARD, FROM
15 THE FOURTH DISTRICT, THE SCHOLARSHIP WINNERS, FIRST OF ALL,
16 ERIKA COSTA. ERIKA PLANS TO ATTEND EL CAMINO COLLEGE AND WANTS
17 TO BECOME A PRESCHOOL TEACHER. ALL RIGHT. [Applause]

18

19 **SUP. KNABE:** AND NEXT IS NICOLE HENDRINO. SHE LIVES IN
20 WHITTIER, SHE'S CURRENTLY ENROLLED AT FULLERTON COLLEGE, SHE
21 WANTS TO TRANSFER TO CAL STATE FULLERTON OR CAL STATE LONG
22 BEACH. HER LONG-TERM GOAL IS TO OBTAIN A MASTER'S DEGREE IN
23 BUSINESS. CONGRATULATIONS, NICOLE. [Applause]

24



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1 **SUP. KNABE:** NEXT IS CANDY MARSH. CANDY LIVES IN LONG BEACH.
2 SHE'S CURRENTLY ENROLLED AT CAL STATE LONG BEACH. HER MAJOR IS
3 CHILD DEVELOPMENT AND FAMILY STUDIES. SHE WANTS TO OBTAIN HER
4 BACHELOR'S AND MASTER'S DEGREE IN CHILD DEVELOPMENT. ALL
5 RIGHT. [Applause]

6

7 **SUP. KNABE:** NEXT WE HAVE VANESSA VALDEZ, AND SHE LIVES IN
8 WHITTIER. SHE PLANS TO ATTEND EITHER RIO HONDO OR CERRITOS
9 COLLEGE AND LATER WANTS TO ATTEND COLOMBIA UNIVERSITY AND HER
10 CAREER GOALS ARE TO BE A TEACHER OR A LAWYER. ALL RIGHT,
11 VANESSA. [Applause]

12

13 **SUP. KNABE:** ALSO WITH US IS THE RECIPIENT FOR THE ATHERTON
14 SCHOLARSHIP AWARD, AND THAT'S LETICIA TURNER. SHE LIVES IN
15 LONG BEACH ENROLLED AT THE ACADEMY OF ART COLLEGE AND IS
16 SEEKING A DEGREE IN FINE ARTS, AND SHE WANTS TO BE A TEACHER
17 AFTER SHE GRADUATES. CONGRATULATIONS. [Applause]

18

19 **SUP. KNABE:** UNABLE TO BE WITH US TODAY, SHANNA COUPLES FROM
20 LONG BEACH. SHE PLANS TO ATTEND NEW YORK UNIVERSITY WHERE
21 SHE'LL HAVE A DOUBLE MAJOR IN THEATRE ARTS AND LINGUISTICS. [
22 Applause]

23

24 **SUP. ANTONOVICH:** NOW FROM THE FIFTH SUPERVISORIAL DISTRICT, WE
25 WOULD LIKE TO PRESENT THE FOLLOWING RECIPIENTS FOR THIS YEAR'S



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1 SCHOLARSHIP. CAMILLE BALCE, WHO PLANS TO ATTEND CALIFORNIA
2 STATE UNIVERSITY AT LONG BEACH, INTERESTED IN STUDYING CHILD
3 PSYCHOLOGY AND CHILD DEVELOPMENT. RECOMMENDED BY THE OFFICE OF
4 EDUCATION. [Applause]

5

6 **SUP. ANTONOVICH:** ROSA GARCIA, PLANS TO ATTEND CITRUS COLLEGE,
7 WANTS TO RECEIVE A DEGREE IN NURSING, HER GOALS. IS
8 RECOMMENDED BY THE DEPARTMENT, D.P.S.S., FOOTHILL FAMILY
9 SERVICES. [Applause]

10

11 **SUP. ANTONOVICH:** GLORIA PEARCE PLANS TO ATTEND MOUNT SAC
12 COLLEGE AND WANTS TO TRANSFER TO CAL POLY WITH A CAREER TO BE
13 A SOCIAL WORKER, RECOMMENDED BY THE D.P.S.S. FOOTHILL FAMILY
14 SERVICES. [Applause]

15

16 **SUP. ANTONOVICH:** ALYSSA SALVADOR PLANS TO ATTEND ANTELOPE
17 VALLEY COLLEGE. PREVIOUSLY SHE ATTENDED PEARCE. SHE WANTS TO
18 GO TO CALIFORNIA STATE UNIVERSITY AT NORTHRIDGE AND MAJOR IN
19 ENGLISH LITERATURE, AND PLANS TO BECOME A HIGH SCHOOL ENGLISH
20 TEACHER, RECOMMENDED BY THE BOYS AND GIRLS CLUB OF THE
21 ANTELOPE VALLEY. [Applause]

22

23 **SUP. ANTONOVICH:** SHE'S NOT HERE THOUGH, MITCHIA TEZ LUCIANO WHO
24 IS ENROLLED AT RIO HONDO COLLEGE, SHE WANTS TO OBTAIN AN M.A.
25 IN FINANCE AND INTERESTED IN A CAREER AS A FINANCIAL ADVISOR



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1 OR BANKING. AND WE WILL SEND HER HER SCROLL AND HER
2 SCHOLARSHIP. WE NOW WOULD LIKE TO RECOGNIZE NORTHRUP GRUMMAN
3 FOR ONE OF THE SPONSORS OF THIS EVENT, AND WE HAVE AKITA DAVIS
4 WHO IS HERE REPRESENTING NORTHRUP, CONGRATULATIONS, THANK YOU.

5 [Applause]

6

7 **AKITA DAVIS:** I JUST WANT TO SAY THAT WE ARE VERY PLEASED TO
8 SPONSOR SUCH A WONDERFUL EVENT SUCH AS GIRLS AT RISK, AND I'M
9 VERY HONORED TO ACCEPT THIS AWARD ON BEHALF OF NORTHRUP
10 GRUMMAN. [Applause]

11

12 **SUP. ANTONOVICH:** NOW WE WOULD LIKE TO RECOGNIZE KAISER
13 PERMANENTE. WE HAVE JUDITH ZITNER WHO IS A COMMUNITY RELATIONS
14 MANAGER FOR KAISER. THEY DONATED \$25,000 TO THE COMMUNITY
15 HEALTH ALLIANCE PROGRAM AND TO BILL MOORE. REPRESENTING THESE
16 TWO ORGANIZATIONS ARE MARGY MARTINEZ. MARGY IS EXECUTIVE
17 DIRECTOR OF THE COMMUNITY HEALTH ALLIANCE PROGRAM AND AL
18 SORKIN, EXECUTIVE DIRECTOR OF BILL MOORE. DUE TO KAISER'S
19 GENEROSITY THESE DONATIONS HAVE ENABLED THESE TWO
20 ORGANIZATIONS TO PROVIDE ADDITIONAL QUALITY HEALTHCARE FOR OUR
21 CITIZENS IN OUR GREAT COUNTY.

22

23 **JUDITH ZITNER:** THANK YOU. I WANT TO SAY THANK YOU AND ACCEPT
24 IT ON BEHALF OF KAISER PERMANENTE. WE DONATED \$25,000 TO EACH
25 OF THESE CLINICS THAT DO A FANTASTIC JOB IN THE GREATER



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1 PASADENA AREA. AND WE'VE ALSO GIVEN OVER A HALF MILLION
2 DOLLARS TO COMMUNITY CLINICS IN LOS ANGELES COUNTY IN 2002 TO
3 MAKE SURE THAT THERE'S ACCESS TO HEALTHCARE FOR PEOPLE WHO ARE
4 UNINSURED, AND I THINK THE COMMUNITY CLINICS AND THE COMMUNITY
5 CLINIC ASSOCIATION OF LOS ANGELES COUNTY ALONG WITH THE COUNTY
6 CLINICS SHOULD BE COMMENDED FOR THE GREAT WORK THEY DO. THANK
7 YOU. [Applause]

8

9 **SUP. ANTONOVICH:** THANK YOU. NOW WE HAVE A LITTLE GIRL WHO IS
10 THREE MONTHS OLD. HER NAME IS SHEBA. IT'S A GERMAN SHEPHERD
11 MIX. AND SHE'S LOOKING FOR A HOME. SO THIS IS SHEBA. SO
12 ANYBODY AT HOME WHO'S WATCHING CAN CALL AREA CODE 562-728-
13 4644, OR THOSE IN THE AUDIENCE WHO WOULD LIKE TO ADOPT SHEBA,
14 SHE WOULD LIKE TO FIND A LITTLE HOME TO BEGIN THE NEW YEAR.
15 HOW ABOUT THE MEDIA? THEY WOULD LOVE TO HAVE A LITTLE DOG.
16 THIS IS LITTLE SHEBA, AND SHE'LL BE AVAILABLE IN THE CORNER,
17 OR IF YOU WANT TO CALL THAT TOLL-FREE NUMBER AT THE BOTTOM OF
18 YOUR TELEVISION SCREEN. THANK YOU MARSHALL.

19

20 **SUP. BURKE, CHAIR:** FIRST DISTRICT, GLORIA, DO YOU HAVE ANY
21 PRESENTATIONS? OKAY. I'LL GO ON WITH MINE. WE'RE GOING TO PUT
22 OVER THE PRESENTATION TO SUPERVISOR YAROSLAVSKY. I'D LIKE TO
23 CALL UP - SHOULD WE DO THIS FIRST? WORLD LITERACY CRUSADE
24 INTERNATIONAL QUALITY FOR LIFE AFTERSCHOOL PROGRAM 2002
25 AWARDEES. AND I'D LIKE TO CALL THE OFFICIALS AND HONOREES OF



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1 THE WORLD LITERACY CRUSADE INTERNATIONAL TO COME FORWARD. THE
2 QUALITY FOR LIFE PROGRAM, WHICH IS RUN BY WORLD LITERACY
3 CRUSADE, CONSISTS OF 146 HOURS OF TRAINING FROM READING AND
4 MATH ASSESSMENT OF STUDENTS THROUGH MOTIVATION TO ACHIEVE MATH
5 AND LITERACY EDUCATION. LEARNING HOW TO LEARN. ETHICAL
6 BEHAVIOR AND THINKING, TUTOR TRAINING SO THAT SUCCESSFUL
7 STUDENTS ADD TO THEIR ACHIEVEMENT BY LEARNING HOW TO SHARE
8 WHAT THEY HAVE LEARNED WITH OTHERS. A NUMBER OF STUDENTS AT
9 SAMUEL L. GOMPERS MIDDLE SCHOOL UNDERTOOK THIS RIGOROUS
10 AFTERSCHOOL PROGRAM AND COMPLETED IT WITH EXTRAORDINARY
11 RESULTS. A TOTAL OF 62 STUDENTS ENROLLED AND PARTICIPATED IN
12 THE PROGRAM AT GOMPERS, AND AT OTHER SCHOOLS. GENERALLY THERE
13 WAS AN INCREASE IN READING IMPROVEMENT OF ONE AND A HALF
14 GRADES IN SIX WEEKS, WITH MANY STUDENTS SHOWING PHENOMENAL
15 IMPROVEMENT IN OVERALL CLASS GRADES AS WELL AS IN BEHAVIOR AND
16 INTERACTION WITH OTHER STUDENTS. I SHOULD MENTION THE PROGRAM
17 FUNDING IS ACTUALLY THROUGH THE DEPARTMENT OF PUBLIC SOCIAL
18 SERVICES, AND I'M PLEASED TO RECOGNIZE WORLD LITERACY CRUSADE
19 INTERNATIONAL AND HAVE SOME OF THE OUTSTANDING STUDENTS WHO
20 HAVE COMPLETED THIS VALUABLE TRAINING, AND I'M GOING TO ASK
21 THEM TO COME FORWARD AND THEN I'M GOING TO HAND OVER THE MIC
22 TO THE DIRECTOR, WHO WILL MAKE A FEW REMARKS, UNLESS THEY
23 SELECT ONE OF THE STUDENTS TO MAKE THE REMARKS. FIRST, ALFREDA
24 JOHNSON. ALFRED? ALFREDE, ALFREDA?

25



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1 **SPEAKER:** ALFREDE.

2

3 **SUP. BURKE, CHAIR:** ALFREDE, OKAY. I NEED TO TAKE THAT COURSE.

4 [Laughter, Mixed Voices] AND DR. HANAN ISLAM. HANNAN, OKAY,

5 OKAY, HANNAN. JOHN SAVAGE, ONE I GOT RIGHT. [Applause]

6

7 **SUP. BURKE, CHAIR:** OKAY, VICTOR ARENNAS. VICTOR,

8 CONGRATULATIONS. [Applause]

9

10 **SUP. BURKE, CHAIR:** THAT'S GREAT. LORRI CONCEA. [Applause]

11

12 **SUP. BURKE, CHAIR:** CONGRATULATIONS.

13

14 **SUP. BURKE, CHAIR:** OKAY, NOW GREGORY BULLOCK. [Applause]

15

16 **SUP. BURKE, CHAIR:** CONGRATULATIONS, JANET GARCIA. ACCEPT FOR

17 JANET GARCIA. OLICIA HARDING, THE PROGRAM DIRECTOR. ALL RIGHT.

18 NOW WHO'S GOING TO MAKE, WHO'S GOING TO SPEAK? REVEREND

19 JOHNSON GOING TO SPEAK.

20

21 **REVEREND JOHNSON:** ON BEHALF OF -- FIRST GIVE ON TO GOD, AND TO

22 HONOR TO SUPERVISOR BURKE AND TO ALL OF THE BOARD MEMBERS. WE

23 ARE EXTREMELY HONORED. WORLD LITERACY CRUSADE ENABLE OUR

24 PARTNER ORGANIZATION ASSOCIATION FOR BETTER LIVING AND

25 EDUCATION. WE'VE BEEN WORKING WITH DEPARTMENT OF CHILDREN



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1 SERVICE, FAMILY PRESERVATION PROGRAM FOR OVER ELEVEN YEARS,
2 AND THE DEPARTMENT OF PROBATION, AND WE'RE VERY HAPPY TO BE
3 CREATING MASTER LEARNERS. THESE INDIVIDUALS WHO HAVE SORT OF
4 BEEN PUT BY THE WAYSIDE, WE ARE TEACHING THEM IN THE MECHANICS
5 OF LEARNING, OUR NEW PROGRAM WE'LL BE WORKING WITH THE
6 DEPARTMENT OF LAKO TO PUT IN THE SCHOOLWIDE LITERACY
7 ACADEMIES, A PROGRAM THAT CREATES MASTER LEARNERS. WE ACTUALLY
8 TEACH NOT THE SUBJECTS, BUT THE MECHANICS OF LEARNING, AND
9 WE'RE VERY EXCITED ABOUT THAT, SO WE LOOK FORWARD TO WORKING
10 AND CONTINUE TO WORK FOR THE COUNTY AND THE PARTNERSHIP. THANK
11 YOU SO KINDLY.

12

13 **SUP. BURKE, CHAIR:** YOU'RE ACCEPTING FOR THEM. OKAY.
14 CONGRATULATIONS. YOU'RE ACCEPTING FOR THEM. ALL RIGHT. THANK
15 YOU. AND WE'RE GOING TO TAKE A PICTURE HERE. COULD WE JUST GET
16 ONE MORE PICTURE, PLEASE? WE'RE CALLING REPRESENTATIVES OF
17 DRUG FREE SOUTHERN CALIFORNIA FORWARD. DRUG FREE SOUTHERN
18 CALIFORNIA IS A SOUTH LAND MEDIA INITIATIVE FOCUSED ON
19 REDUCING SUBSTANCE ABUSE THROUGH MEDIA ADVERTISING.
20 ADVERTISING IS USED TO REINFORCE THE ATTITUDES OF CHILDREN AND
21 YOUNG TEENS AGAINST SUBSTANCE ABUSE, BY SHORING UP THEIR
22 COURAGE AND SELF-ESTEEM SO THEY CAN REJECT DRUG USAGE. A
23 VOLUNTEER STEERING COMMITTEE MADE UP OF MEDIA EXECUTIVES AND
24 LOCAL LEADERS, INCLUDING REPRESENTATIVES FROM THE DEPARTMENT
25 OF HEALTH SERVICES, ALCOHOL AND DRUG PROGRAM ADMINISTRATION,



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1 ALL WORK TO INCREASE VISIBILITY AND SUPPORT FOR MESSAGES TO
2 TEENS THROUGH SOUTHERN CALIFORNIA. DRUG-FREE SOUTHERN
3 CALIFORNIA IS COORDINATED BY THE PARTNERSHIP FOR A DRUG-FREE
4 CALIFORNIA AND THE PARTNERSHIP FOR A DRUG-FREE AMERICA.
5 NATIONAL RESEARCH CONDUCTED BY THE PARTNERSHIP SHOWS THAT
6 ANTI-DRUG ATTITUDES ARE STRENGTHENED AND DRUG USE DECREASES
7 WHEN THE PARTNERSHIP ADVERTISING MESSAGES ARE RUN OFTEN. THE
8 FIRST DRUG-FREE SOUTHERN CALIFORNIA DAY WAS CELEBRATED IN
9 JANUARY 1997, AND ON BEHALF OF THE BOARD OF SUPERVISORS, I'M
10 VERY PLEASED TO PROCLAIM THE WEEK OF JANUARY 12th THROUGH THE
11 18th, 2003, AS LOS ANGELES COUNTY DRUG-FREE WEEK, AND I'D LIKE
12 TO PRESENT THIS SCROLL. THIS SCROLL COMMEMORATING THE
13 PROCLAMATION TO MARY BETH GARBER, A MEMBER OF THE DRUG-FREE
14 SOUTHERN CALIFORNIA STEERING COMMITTEE AND A DISTINGUISHED
15 RADIO BROADCASTER. AND ACCOMPANYING HER ARE LINDA LOW, JOHN
16 STRANGER, AND ALSO STEERING COMMITTEE MEMBERS, LISA HOLMAN,
17 REGIONAL MANAGER OF THE PARTNERSHIP, DOROTHEA SLOSS SLAUGHTER-
18 MITCHELL, A TEACHER AT 95th STREET ELEMENTARY SCHOOL, AND
19 LYDIA BACERA, A MEMBER OF THE STAFF OF MY COMPETENT DISTRICT
20 OFFICE, AND I ALSO WANT TO RECOGNIZE STUDENTS FROM 95th STREET
21 ELEMENTARY SCHOOL WHO WILL RECITE THE DRUG-FREE PLEDGE. WHY
22 DON'T WE HAVE THEM RECITE IT FIRST, THEN WE'D LIKE TO HEAR
23 FROM YOU. LET'S HEAR THE PLEDGE. I'M GOING TO PUT THIS MIC --
24 I THINK YOU SHOULD COME UP. COME UP HERE SO WE CAN REALLY HEAR
25 YOU.



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1

2 **All:** I PLEDGE ALLEGIANCE TO MYSELF AND WHO I WANT TO BE. I
3 CAN MAKE MY DREAMS COME TRUE IF I BELIEVE IN ME. I PLEDGE TO
4 STAY IN SCHOOL AND LEARN THE THINGS I NEED TO KNOW TO MAKE THE
5 WORLD A BETTER PLACE FOR KIDS LIKE ME TO GROW. I PROMISE TO
6 KEEP MY DREAMS ALIVE AND BE ALL THAT I CAN BE. I KNOW I CAN
7 AND THAT'S BECAUSE I PLEDGE TO STAY ALCOHOL, TOBACCO, VIOLENCE
8 AND DRUG-FREE. [Applause]

9

10 **SUP. BURKE, CHAIR:** COULD CAROLYN COME FORWARD? WE'RE TRYING TO
11 TAKE A PICTURE. THANK YOU. THAT WAS WONDERFUL. YOU REMEMBERED
12 A LOT OF PLEDGE. WE'RE GOING TO TAKE...

13

14 **MARY BETH GARBER:** SUPERVISOR BURKE, THANK YOU VERY MUCH, AND
15 THANK YOU VERY MUCH TO THE SUPERVISORS AND THE COUNTY OF LOS
16 ANGELES FOR THE SUPPORT YOU'VE GIVEN US. THE DRUG-FREE
17 SOUTHERN CALIFORNIA GROUP HAS DONATED APPROXIMATELY 18 MILLION
18 DOLLARS WORTH OF AIR AND SPACE, ADVERTISING AIR AND SPACE IN
19 THE LAST SEVEN YEARS SINCE ITS INCEPTION. OF COURSE, IT'S A
20 SMALL STEP IN HELPING THE CHILDREN IN OUR COMMUNITY TO
21 UNDERSTAND THAT DRUGS ARE DESPERATELY BAD FOR THEM, AND THE
22 WAY TO DO THAT IS WITH ADVERTISING, AND AS SUPERVISOR BURKE
23 SAID, WE KNOW THAT ADVERTISING WORKS. IN FACT, SINCE 1985,
24 WHEN THE DRUG -- PARTNERSHIP FOR A DRUG-FREE AMERICA BEGAN
25 THIS INITIATIVE OF ADVERTISING AND SETTING THE ATTITUDE THAT



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1 DRUGS ARE NOT COOL, APPROXIMATELY 7.4 FEWER USERS OF DRUGS
2 HAVE WALKED THIS EARTH. SO THAT'S A GREAT THING FOR THE UNITED
3 STATES OF AMERICA AND FOR THE COUNTY OF LOS ANGELES, AND WE
4 THANK YOU VERY MUCH FOR YOUR SUPPORT. [Applause]

5

6 **SUP. BURKE, CHAIR:** THAT CONCLUDES MY PRESENTATIONS, I THINK
7 THAT WE'LL START WITH THE THIRD DISTRICT. IS THAT CORRECT? FOR
8 THEIR ADJOURNMENTS? FOR ADJOURNMENTS AND SPECIALS.

9

10 **SUP. YAROSLAVSKY:** OKAY. MADAM CHAIR, I WOULD LIKE TO ASK THAT
11 WE ADJOURN TODAY IN THE MEMORY OF JOSEPH REMCHO, WHO WAS A
12 RESPECTED ATTORNEY IN THE BAY AREA AND LONG-TIME COUNSELOR TO
13 THE STATE DEMOCRATIC PARTY, AND A GENERATION OF DEMOCRATIC-
14 ELECTED OFFICIALS WHO DIED TRAGICALLY AT THE AGE OF 58 IN A
15 HELICOPTER CRASH A LITTLE OVER A WEEK AGO. HE'S SURVIVED BY
16 HIS WIFE, RONNIE KAPLAN, A DAUGHTER MORGAN AND A SON, SAM, AND
17 I THINK MANY OF THE MEMBERS OF THE BOARD HERE HAVE DEALT WITH
18 HIM OR HIS LAW FIRM ON A NUMBER OF ELECTION-RELATED ISSUES
19 OVER THE YEARS, AND IT'S A REAL LOSS TO THE STATE. DOUGLAS
20 MARTIN A LONG-TIME --

21

22 **SUP. MOLINA:** COULD I ALSO JOIN ON THAT ONE, PLEASE?

23

24 **SUP. YAROSLAVSKY:** ABSOLUTELY. DOUGLAS MARTIN, WHO'S A LONG-
25 TIME ADVOCATE FOR THE PEOPLE -- FOR PEOPLE WITH DISABILITIES



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1 WHO RECENTLY PASSED AWAY AT THE AGE OF 55. STRICKEN WITH POLIO
2 AT THE AGE OF 5, DOUG SPENT SEVERAL YEARS OF HIS CHILDHOOD IN
3 AN IRON LUNG BEFORE ADAPTING TO THE WHEELCHAIR HE WOULD USE
4 FOR THE REST OF HIS LIFE. I KNEW DOUG VERY WELL. HE WAS A
5 GREAT FRIEND OF OURS AND OF THE OFFICE AND, YOU KNOW, FOR MANY
6 YEARS INVOLVED IN THE WEST SIDE COMMUNITY, THE WESTSIDE CENTER
7 FOR INDEPENDENT LIVING AND IT'S ANOTHER GREAT LOSS TO US.

8

9 **SUP. ANTONOVICH:** I WOULD PUT EVERYBODY ON THAT, HE WAS A
10 MEMBER OF THE COMMISSION.

11

12 **SUP. YAROSLAVSKY:** YES, HE WAS. ALL MEMBERS. ALL MEMBERS. I
13 WANT TO MOVE THAT WE ADJOURN IN MEMORY OF WILLIAM A. GRIER, A
14 LONG-TIME RESIDENT OF OUR DISTRICT AND A BUSINESS EXECUTIVE
15 WHO WAS PRESIDENT OF HIS FAMILY BUSINESS, P.H. GRIER COMPANY,
16 WHO RECENTLY DIED. HE WAS AN AVID SPORTS FAN, DEDICATED
17 SUPPORTER OF HIS SCHOOL TEAMS AT UNIVERSITY OF COLORADO AND
18 U.S.C. HE'S SURVIVED BY HIS WIFE, BILLY, HIS SON, JEFF AND
19 DAUGHTER, CAROL, FIVE GRANDCHILDREN.

20

21 **SUP. KNABE:** ZEV, I'D LIKE TO BE ON THAT, BILL AND BILLY WERE
22 LONG-TIME FRIENDS.

23

24 **SUP. BURKE, CHAIR:** DID YOU HAVE ALL MEMBERS ON REMCHO? I WOULD
25 LIKE TO BE ON REMCHO.



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1

2 **SUP. YAROSLAVSKY:** ALL MEMBERS ON REMCHO ALSO. AND LAST IS
3 WILLIAM EDWARD COLEMAN, RECENTLY PASSED AWAY, HE WAS A
4 STEPFATHER OF MY HEALTH DEPUTY RON HANSON, IN MY HEALTH
5 SERVICES AND IN ADDITION TO RON HE'S SURVIVED BY ANOTHER
6 STEPSON ARNOLD HANSON, AND SEVERAL NEICES IN CANADA.

7

8 **SUP. BURKE, CHAIR:** ALL MEMBERS.

9

10 **SUP. YAROSLAVSKY:** ALL MEMBERS ON THAT AS WELL. THAT'S IT FOR
11 ADJOURNMENTS. MADAM CHAIR, I THINK I'D LIKE TO TAKE UP THE
12 ITEM ON -- I THINK IT'S ITEM 35. START WITH THAT. ON THE
13 MALIBU LAKE ISSUE. I DON'T KNOW IF YOU HAVE ANY PEOPLE WHO
14 ASKED TO BE HEARD. I THINK YOU PROBABLY DO, AND I WOULD
15 SUGGEST WE HAVE A BRIEF PUBLIC HEARING AND THEN I HAVE SOME
16 QUESTIONS OF THE STAFF, I'D LIKE TO ASK MR. MENESES TO COME
17 FORWARD.

18

19 **SUP. BURKE, CHAIR:** ALL RIGHT, DO YOU WANT TO CALL THE PUBLIC
20 FIRST BEFORE THE STAFF?

21

22 **SUP. YAROSLAVSKY:** YES.

23

24 **SUP. BURKE, CHAIR:** ALL RIGHT. WOULD STANLEY W. LAMPORT,
25 BARBARA HANDLER, AND JOAN YABITSU COME FORWARD, PLEASE. OKAY,



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1 AND THE OTHERS ARE OPPOSED. MR. LAMPORT, WOULD YOU PREFER TO
2 SPEAK FIRST OR WOULD YOU RATHER THE OPPOSED COME FIRST?

3

4 **STANLEY W. LAMPORT:** I'D PREFER THE OPPOSED COME FIRST.

5

6 **SUP. BURKE, CHAIR:** ALL RIGHT. WELL COULD WE HEAR FROM BARBARA
7 HANDLER AND JOAN YABITSU, AND ALSO KENNETH HANDLER. ALL RIGHT.
8 MR. HANDLER, WOULD YOU STATE YOUR NAME AND YOU WANT TO GO
9 FIRST?

10

11 **KENNETH HANDLER:** YES. MY NAME IS KENNETH L. HANDLER, AND I
12 REPRESENT THE CORNELL PRESERVATION ORGANIZATION.

13

14 **BARBARA HANDLER:** I'M BARBARA HANDLER AND I'M WITH THE CORNELL
15 PRESERVATION ORGANIZATION, AND I'M GIVING UP MY TIME TO MR.
16 HANDLER.

17

18 **SUP. BURKE, CHAIR:** ALL RIGHT.

19

20 **JOAN YABITSU:** AND I'M JOAN YABITSU, AND I WISH TO RELINQUISH
21 MY TIME TO KEN HANDLER, ALSO.

22

23 **SUP. BURKE, CHAIR:** ALL RIGHT. THEN MR. HANDLER, YOU HAVE A
24 TOTAL OF SIX -- WELL, GO AHEAD AND WE'LL JUST TRY. HOW LONG IS
25 YOUR PRESENTATION GOING TO BE?



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1

2 **KENNETH HANDLER:** IT'LL PROBABLY BE ABOUT 10 MINUTES, BUT OTHER
3 PEOPLE ARE DEFERRING TIME TO ME WHO ARE SCHEDULED TO SPEAK.

4

5 **SUP. BURKE, CHAIR:** ALL RIGHT, COULD WE GET THEIR NAMES? IS
6 CHET YABITSU, IS HE ONE OF THE PEOPLE? AND CHARLES KUNDERT?
7 NO? JAIME MASSEY, ARE YOU RELINQUISHING YOUR TIME? AND COLLEEN
8 HOLMES, ARE YOU RELINQUISHING YOUR TIME, OR DO YOU WANT TO BE
9 CALLED?

10

11 **SPEAKER:** [Inaudible].

12

13 **SUP. BURKE, CHAIR:** ALL RIGHT. WELL I THINK THAT WE HAVE THE
14 TEN MINUTES. ALL RIGHT, HOW ABOUT MURRAY SUMNER? AND MARGARET
15 KR PAN? ALL RIGHT. WOULD YOU PLEASE START MR. HANDLER?

16

17 **KENNETH HANDLER:** BEFORE I START, I WOULD LIKE TO THANK
18 SUPERVISOR YAROSLAVSKY FOR GIVING US THE OPPORTUNITY TO SPEAK
19 BEFORE THE BOARD OF SUPERVISORS TODAY. I'M GOING TO PREFACE MY
20 REMARKS JUST BY SIMPLY STATING THAT WE ARE A VERY SMALL
21 ENCLAVE COMMUNITY LOCATED IN THE SANTA MONICA MOUNTAINS THAT
22 HAS THE UNFORTUNATE PROSPECT OF HAVING TO HAVE TO BRING TO THE
23 REGIONAL PLANNING DEPARTMENT AND THE BOARD OF SUPERVISORS AN
24 ISSUE THAT HAS BEEN GOING ON FOR APPROXIMATELY ELEVEN YEARS.
25 AND THE PROSPECT THAT WE'RE LOOKING AT IS A HUGE TYPE DINOSAUR



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1 BRIDGE MEASURING APPROXIMATELY 260 FEET THAT IS GOING TO BE
2 PROPOSED TO ATTACH TO A SCENIC CORRIDOR, MULHOLLAND HIGHWAY,
3 WHICH WILL ULTIMATELY LEAD INTO A PROPOSED SUBDIVISION THAT
4 WILL BE IMPACTED DIRECTLY WITHIN THE HEART OF THE SANTA MONICA
5 MOUNTAINS. WE ARE TAKING ISSUE BASICALLY WITH THE PROCESS THAT
6 WENT FORWARD IN ESTABLISHING THE FACT THAT WE'RE HERE TODAY.
7 IT SEEMS KIND OF UNUSUAL THAT THE PEOPLE OF THE COUNTY OF LOS
8 ANGELES ARE ACTUALLY HAVING TO CONFRONT OUR REPRESENTATIVES,
9 AND THAT WOULD BE THE PLANNING STAFF OF THE COUNTY OF LOS
10 ANGELES, OVER AN ISSUE THAT WE FELT SHOULD HAVE BEEN HANDLED
11 LOGICALLY, LEGALLY WITHIN THE REGIONAL PLANNING DEPARTMENT AND
12 OF COURSE BEFORE THE REGIONAL PLANNING COMMISSION. WE ARE JUST
13 SEEKING OUR DAY IN THE SUN. WE THINK THAT WE HAVE DEFINITE
14 ISSUES, WE HAVE REVIEWED ALL OF STAFF'S PROPOSALS, WE'VE
15 REVIEWED THEIR REVIEWS, AND WE ARE MORE ADAMANT THAN EVER IN
16 TAKING THE POSITION THAT THERE WAS A PROCESS THAT WAS FOLLOWED
17 BY COUNTY STAFF THAT LED TO SOME VERY ERRONEOUS CONCLUSIONS
18 BASED ON MISREPRESENTATIONS. HAVING SAID THAT, A HEARING
19 OFFICER MISAPPLIED THE INTENT OF SEQUA GUIDELINES BY ONLY
20 ADDRESSING THE TRACT MAP. THIS WAS BACK IN THE YEAR 1991. HE
21 WAS ISSUING A DECISION BASED ON A TRACT MAP THAT WAS ALSO
22 INCLUDING A PLOT PLAN, EXCLUSIVE OF THE ULTIMATE BRIDGE
23 COMPONENT THAT WAS TO SERVICE THE TRACT MAP. THE CLASS III
24 CATEGORICAL EXEMPTION THAT WAS ISSUED FOR THE PLOT PLAN THAT
25 WAS SIMULTANEOUSLY TO BE CONSIDERED WITH THE TRACT MAP, THAT



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1 ENCOMPASSED THE SAME GEOGRAPHICAL PARAMETERS. IT'S IMPORTANT
2 FOR US TO REALIZE THAT THE PLOT PLAN IS WHAT CARRIED THE
3 ORIGINAL BRIDGE APPROVAL. THE PLOT PLAN WAS SIMULTANEOUSLY
4 BEING INTRODUCED WITH THE TENTATIVE TRACT MAP AT THE SAME
5 TIME. THE HEARING OFFICER SHOULD HAVE RECOGNIZED THAT THE
6 EXEMPTION COULD NOT BE APPLIED TO THE TRACT MAP BEING
7 CONSIDERED BECAUSE THE EXEMPTION ONLY APPLIED TO A SINGLE-
8 FAMILY RESIDENCE. THE SINGLE-FAMILY RESIDENCE WAS OF COURSE
9 THE PLOT PLAN. THE HEARING OFFICER AT THAT TIME, IF AND WHEN
10 HE BECAME AWARE OF THE APPLICANT'S REAL INTENT FOR THE LARGER
11 DEVELOPMENT AS OPPOSED TO THE SINGLE-FAMILY RESIDENCE, SHOULD
12 HAVE WITHDRAWN THE EXEMPTION AND INSISTED ON A FULL SEQUA
13 REVIEW FOR THE PROJECT. IF THE APPLICANT MAINTAINS THAT THE
14 TRACT MAP QUALIFIED FOR THE NEGATIVE DECLARATION THAT WAS
15 ISSUED BY THE HEARING OFFICER, IT WAS BASED ON AN APPROVAL
16 INAPPROPRIATELY CARRIED OVER FROM THE PLOT PLAN TO A PENDING
17 TRACT MAP. THE APPLICANT'S INSISTENCE THAT THE BRIDGE WAS NOT
18 PART OF THE PROJECT REINFORCES THE VIEW THAT THE BRIDGE
19 CURRENTLY BEFORE THE BOARD WAS NEVER SUBJECTED TO SEQUA
20 REVIEW. THE BRIDGE WAS NEVER REVIEWED FOR THREE REASONS. IT
21 WAS A CATEGORICAL III EXEMPT STRUCTURE. THAT WAS IN THE YEAR
22 1991. THE BRIDGE, THAT ORIGINAL BRIDGE, WHICH OF COURSE IS THE
23 LITTLE RAILROAD CAR BRIDGE THAT WE'VE BEEN TALKING ABOUT FOR
24 THE LAST TWO YEARS, IT WAS REMOVED FROM THE TRACT MAP 49899 IN
25 MARCH OF 1992 AND WAS NOT CONSIDERED WITH THE TRACT MAP.



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1 THIRDLY, AND THIS HAS BEEN ADMITTED TO BY COUNTY STAFF AND
2 COUNTY COUNSEL, THAT LITTLE RAILROAD CAR BRIDGE DID NOT MEET
3 COUNTY STANDARDS AT ANY TIME DURING THE PROCESS BETWEEN 1991
4 AND 1993. MY UNDERSTANDING OF SEQUA LAW AND THE SPIRIT OF THE
5 LAW IS THAT IF THERE IS A MATERIAL CHANGE TO A CRITICAL
6 COMPONENT OF A SUBDIVISION DEVELOPMENT IT MUST BE REFERRED
7 BACK TO THE REGIONAL PLANNING DEPARTMENT AS PER THE
8 SUBDIVISION MAP ACT. THE BRIDGE THAT WE'RE TALKING ABOUT, THE
9 ORIGINAL BRIDGE, WAS A LITTLE -- IT WAS A BRIDGE BASED ON A
10 RAILROAD CAR'S CONSTRUCTION. IT HAS GIVEN DIMENSIONS OF 228
11 FEET. IT WAS TO SERVICE A SINGLE FAMILY RESIDENCE. IT
12 QUALIFIED FOR A CLASS III CATEGORICAL EXEMPTION AND MEANING BY
13 THAT IT DID NOT HAVE TO GO THROUGH SEQUA REVIEW BECAUSE IT WAS
14 ONLY TO SERVICE A SINGLE FAMILY RESIDENCE. EITHER BY LACK OF
15 OVERSIGHT OR NEGLIGENCE, THE HEARING OFFICER DISREGARDED THE
16 SIGNIFICANCE OF REMOVING THE BRIDGE FROM THE TRACT MAP IN THE
17 ISSUANCE OF THE MITIGATED NEGATIVE DECLARATION FOR TRACT MAP
18 49899. THE REVIEWING AGENCIES WERE NEVER INFORMED OF THE
19 MATERIAL CHANGE OF THE TRACT MAP WHICH CONSISTED OF, AND I
20 WILL GET INTO WHAT IT CONSISTED OF BEFORE I REVIEW THE
21 AGENCIES THAT WERE AFFECTED. ALL OF THE AGENCIES THAT SIGNED
22 OFF ON THIS PARTICULAR BRIDGE WERE THE ARMY CORPS OF
23 ENGINEERS, THE NATIONAL PARK SERVICE, THE FISH & GAME AND THE
24 TOPANGA LOS VERGES CONSERVATION DISTRICT. ALL THESE AGENCIES
25 WERE LED TO BELIEVE BY THE APPLICANT THAT THE BRIDGE THAT THEY



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1 WERE SIGNING OFF FOR WAS THE RAILROAD CAR BRIDGE TO SERVICE A
2 SINGLE FAMILY RESIDENCE. AT NO TIME, AND THE RECORD CLEARLY
3 INDICATES THIS, DID THE APPLICANT TELL THESE AGENCIES THAT THE
4 BRIDGE WAS NO LONGER THE SAME BRIDGE AFTER IT WAS TAKEN OFF
5 THE TRACT MAP. THE INCONSISTENCY IN WHICH THE BRIDGE WAS
6 BROUGHT BACK FORWARD IS WHAT WE'RE TALKING ABOUT TODAY. FIRST
7 OF ALL, WE'RE TALKING ABOUT, AND I KEEP REFERRING TO THIS
8 LITTLE RAILROAD CAR BRIDGE, THAT'S THE BRIDGE THAT WAS
9 REPRESENTED TO THE AGENCIES FOR THEIR APPROVAL. THE BRIDGE
10 THAT WAS BROUGHT FORWARD IS A MUCH LARGER STRUCTURE CONSISTING
11 OF HIGHER RAILINGS, SIX FEET, IT HAS LONGER INDIVIDUAL SPANS
12 OF NINE FEET EACH. IT IS A LARGER ENHANCED CEMENT DENSITY TYPE
13 STRUCTURE WITH MUCH LARGER ABUTMENTS, AND MOST IMPORTANTLY FOR
14 THE COMMUNITY AND FOR THE CITIZENS OF LOS ANGELES COUNTY, IT
15 HAS A MUCH HIGHER VISUAL SIGHT LINE AS VIEWED FROM MULHOLLAND
16 HIGHWAY. AND LAST BUT NOT LEAST, THE BRIDGE IS NOW 254 FEET IN
17 LENGTH AS OPPOSED TO 228 FEET. THIS IS NOT THE SAME BRIDGE
18 THAT THE REVIEWING PARTIES SIGNED OFF ON PRIOR TO ITS REMOVAL
19 FROM THE TRACT MAP. THE BRIDGE ULTIMATELY APPROVED IN 1993 IS
20 NOT THE SAME BRIDGE. ALL REVIEWING AGENCY DISCUSSED LEADING UP
21 TO THE MITIGATED NEGATIVE DECK AND THERE WAS NO NOTICE TO THEM
22 OF THE SWITCH. THAT'S CRITICAL. THERE WAS NO NOTICE TO THESE
23 REVIEWING AGENCIES THAT THE BRIDGE THAT WAS ORIGINALLY
24 PROPOSED WAS NOT THE SAME BRIDGE THAT WAS ULTIMATELY TO BE
25 APPROVED BY THE COUNTY IN 1993. LAST BUT NOT LEAST, IN TERMS



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1 OF THIS LITTLE SEQUENCE, ON OCTOBER 5th 1992, LET'S GO BACK TO
2 THAT ORIGINAL PLOT PLAN THAT WAS INTRODUCED IN 1991, THAT PLOT
3 PLAN HAS A GUESTHOUSE THAT HAS BEEN PUT ON THE PLOT PLAN.
4 STRANGE BUT NOT TOO STRANGE IS THE COUNTY CANNOT LOCATE THE
5 MAP OF THAT PLOT PLAN DATED OCTOBER 5th, 1992. WHY IS THAT
6 IMPORTANT? BECAUSE THAT PARTICULAR PLOT PLAN WILL SHOW, ONCE
7 AGAIN, THE SINGLE-FAMILY RESIDENCE, THE RAILROAD CAR BRIDGE,
8 AND NOW THE NEW GUESTHOUSE. WHAT'S THE POINT? AFTER THE BRIDGE
9 WAS TAKEN OFF BY THE DEVELOPER IN JULY OF 1992, IT REAPPEARS
10 ON THE PLOT PLAN IN OCTOBER OF 1992. WHY WAS THE BRIDGE TAKEN
11 OFF THE TRACK MAP, IS THE QUESTION. THE TRACK MAP COULD NOT BE
12 APPROVED BECAUSE THE BRIDGE WOULD IMPACT OAK TREES. ALL
13 REPRESENTATIONS TO THE COMMUNITY AND THE REGIONAL PLANNING
14 COMMISSION THROUGH FEBRUARY 1992 INDICATED NO OAK TREES WOULD
15 BE IMPACTED. THE ORIGINAL CONCEPT AND CONFIGURATION OF THE
16 PRIVATE BRIDGE WOULD NOT MEET THE MUCH HIGHER STANDARDS FOR A
17 POTENTIAL PRIVATE TO BECOME PUBLIC BRIDGE. TO AVOID SEQUA
18 REVIEW, THE BRIDGE BROUGHT FORTH IN 1993 WAS NEVER CONSIDERED
19 WITH THE MAP AS ONE PROJECT. THE APPLICANT KEPT THE ORIGINAL
20 RAILROAD CAR BRIDGE ALIVE BY CONTINUING TO PROCESS THE PLOT
21 PLAN 41581 THROUGH OCTOBER 5th, 1992. THE REVISION OF THE PLOT
22 PLAN IS FOR THE ADDITION OF A GUESTHOUSE. THE BRIDGE REMAINS
23 ON THE PLOT PLAN. THE BRIDGE OF 1993 IS THE BRIDGE THAT IS NOW
24 THE ONE BEING CONSIDERED BY THE COUNTY, IS NOT THE SAME
25 BRIDGE. THE CURRENT BRIDGE HAS GREATLY ENHANCED ABUTMENTS AND



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1 ALL THOSE OTHER REASONS I INDICATED TO YOU BEFORE. WHAT IS IT
2 THE DEPARTMENT OF REGIONAL PLANNING DOES NOT UNDERSTAND? A
3 MISTAKE WAS MADE, A CRITICAL REVIEW PROCESS WAS ARTFULLY
4 AVOIDED. AND HERE IS WHERE I THINK THEIR ISSUE IS GOING TO BE
5 MADE BY THE OPPOSING SIDE. THEY'RE GOING TO REPEATEDLY MENTION
6 TO YOU THAT THE BRIDGE WAS AN OFF-SITE PROJECT. NOW AN OFF-
7 SITE PROJECT IS SUBJECT OF MANY DIFFERENT TYPES OF
8 DEFINITIONS. MY VIEW OF AN OFF-SITE PROJECT IS BASICALLY THE
9 FOLLOWING: THE COUNTY SUPPORTS THE DEVELOPER'S CONTENTION THAT
10 THE BRIDGE IS AN OFF-SITE PROJECT AND THEREBY EXEMPT FROM
11 BEING INCLUDED IN THE TRACT MAP FOR RECORDING. NOTWITHSTANDING
12 THE INCONTROVERTIBLE FACT THAT THIS ALTERED AND REVISED BRIDGE
13 WAS NEVER EXPOSED TO SEQUA REVIEW, IT REMAINS A COMPONENT IF
14 NOT THE MOST IMPORTANT COMPONENT OF STREET A, WHICH IS CLEARLY
15 A PART OF THE TRACT MAP. WHAT THE COUNTY IS PROBABLY GOING TO
16 ARGUE IS THAT THE BRIDGE IS NOT ON THE ACTUAL PARCEL, BUT IS
17 ON OTHER PROPERTY. KNOWING THAT MUCH, THOUGH, THE OTHER
18 PROPERTY ALSO HAPPENS TO BE OWNED BY THE OWNER OF THIS TRACT
19 MAP. IT IS LIKE SAYING THAT AS A SEGMENT OF A ROADWAY,
20 THOROUGHFARE, CANAL OR BRIDGE IS NOT WHOLLY WITHIN THE
21 PHYSICAL DIMENSIONS OF A SUBDIVISION, IT IS EXCLUDED FROM THE
22 SAME REVIEW AND EVALUATION PROCESS APPLICABLE TO THE STREET OF
23 WHICH IT IS A PART. THE STREET WITHOUT THE BRIDGE IS USELESS
24 AND VICE VERSA. THERE IS NO LOGIC IN THIS SEPARATION. THE
25 WHOLE IS EQUAL TO THE SUM OF THE PARTS. NEITHER STREET A NOR



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1 THE BRIDGE CAN HAVE SEPARATE STATUS AS DIVORCED FROM ONE
2 ANOTHER. THEY MUST BE CONSIDERED AS ONE ENTITY FOR RECORDING
3 PURPOSES WITH ALL REQUISITE REVIEWS AND APPROVALS IN PLACE
4 BEFORE THAT EVENT. SINCE STREET A, WHICH IS THE CRITICAL
5 STREET THAT SERVICES THIS ENTIRE TRACT MAP, AND THE BRIDGE,
6 ARE INTIMATELY RELATED AS A DESIGN ACCESS TO DEVELOPMENT, THAT
7 IS OUR POINT. THE ORIGINAL BRIDGE, THE LITTLE RAILROAD CAR
8 BRIDGE, DID NOT MEET, AND THE COUNTY WILL ATTEST TO THIS,
9 BECAUSE THEY HAVE SAID SO FOR THE RECORD MANY TIMES, THAT
10 PARTICULAR BRIDGE DID NOT MEET COUNTY STANDARDS TO SERVICE THE
11 LARGER DEVELOPMENT AND THAT IS WHY WE ARE HERE TODAY
12 DISCUSSING THE TWO DIFFERENT BRIDGES. REPEATEDLY COUNTY HAS
13 INDICATED

14

15 **SUP. BURKE, CHAIR:** YOUR TIME HAS EXPIRED. IS THERE SOMEONE
16 ELSE WHO'D LIKE TO GIVE UP THEIR TIME FOR YOU?

17

18 **SPEAKER:** [Inaudible].

19

20 **SUP. BURKE, CHAIR:** AND YOUR NAME IS? ALL RIGHT, AND SO YOU
21 HAVE AN ADDITIONAL TWO MINUTES.

22

23 **KENNETH HANDLER:** LET ME REPEAT THAT. STREET A AND THE BRIDGE
24 ARE INTIMATELY RELATED AS DESIGNED TO ACCESS IN THE
25 DEVELOPMENT, AND THE REASON I'M STRESSING TO YOU STREET A, IS



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1 BECAUSE THE COUNTY IS GOING TO MAINTAIN THAT BECAUSE THE
2 BRIDGE IS AN OFF-SITE PROJECT IT CAN BE CONSIDERED SEPARATELY
3 FROM THE PROJECT. NOW, WHAT IS THE PROJECT? THE PROJECT IS THE
4 TRACT MAP AND THE BRIDGE TOGETHER. WHY WOULD THE COUNTY INSIST
5 THAT THEY'RE NOT TOGETHER? WHAT BRIDGE, AGAIN, ARE WE TALKING
6 ABOUT? THE FIRST BRIDGE WAS THE CATEGORICAL THREE EXEMPT
7 BRIDGE, AND THAT IS HOW THIS PARTICULAR TRACT MAP AVOIDED
8 SEQUA REVIEW, BECAUSE IT DID HAVE THAT EXEMPT STATUS. DID THE
9 DEVELOPER TAKE THE BRIDGE OFF THE TRACT MAP KNOWING THAT IT
10 DID NOT MEET COUNTY STANDARDS? WE THINK, OF COURSE, THAT IT
11 DID. AS LATE AS FEBRUARY 18th, 1993, IN A LETTER TO TOM
12 HOGLAND, AN INTRAOFFICE CORRESPONDENCE, TO THIS EFFECT STATED,
13 "ATTACHED FOR YOUR FILE IS THE A. STREET OVER TRIUMPHAL CREEK
14 PRELIMINARY BRIDGE PLAN WHICH SEQUAN ENGINEERING SUBMITTED TO
15 OUR DIVISION. WE REJECTED THE PLAN AND FAXED OUR COMMENTS TO
16 SEQUAN ENGINEERING, WE HAVE ALSO HAVE ALSO ADVISED THEM TO
17 SUBMIT SUBSEQUENT SUBMITTALS TO YOUR DIVISION. THIS IS A
18 LETTER FROM THE DEPARTMENT OF PUBLIC WORKS TO TOM HOGLAND WHO
19 AT THAT TIME REPRESENTED THE LAND DEVELOPMENT DIVISION. AS
20 LATE AS FEBRUARY 18th, 1993, COUNTY GOVERNMENT REPRESENTATIVES
21 WERE INDICATING TO EACH OTHER THAT STREET "A" DID HAVE A
22 BRIDGE, THE BRIDGE WAS DEFINITELY A COMPONENT PART OF THAT
23 STREET, AND THAT PRIOR TO THIS DATE THAT I'M READING TO YOU
24 NOW, FEBRUARY 18th, 1993, THAT THERE WAS NO APPROVED BRIDGE.
25 LASTLY BUT NOT LEAST, ALL COUNTY OFFICERS AT THAT TIME, EVERY



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1 ONE OF THEM, WAS REFERRING TO THE LITTLE RAILROAD CAR BRIDGE
2 ALL ALONG DURING THEIR DISCUSSIONS, AND THEY WERE REFERRING TO
3 IT BECAUSE IT WAS A CATEGORICAL CLASS III EXEMPT BRIDGE
4 SERVICING THE NEEDS OF THE APPLICANT AT THAT TIME.

5

6 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH. THE NEXT SPEAKER IS
7 JAMIE MASSEY, AND THEN CHARLES KUNDERT AND MURPHY SUMNER.
8 WOULD YOU PLEASE COME FORWARD? ALL RIGHT, YES. WOULD YOU STATE
9 YOUR NAME SIR?

10

11 **JAIME MASSEY:** JAIME MASSEY [Inaudible].

12

13 **SUP. BURKE, CHAIR:** ALL RIGHT.

14

15 **CHARLES KUNDERT:** I'M CHARLES KUNDERT, I LIVE AT MALIBU LAKE
16 AND THE COMMUNITY OF MALIBU LAKE IS VERY CONCERNED ABOUT THE
17 SEWER LINE, THE EXPOSED SEWER LINE IN THE BOTTOM OF TRIUMPHAL
18 CANYON. IT IS OUR CONTENTION -- ACTUALLY, IT'S MY CONTENTION
19 BECAUSE I'M A GEOLOGIST AND KNOW SOMETHING ABOUT IT, THE
20 ENCROACHMENT IN THE STREAMBED BY THE FILL AREA, THAT'S THE
21 AREA OF THE FOUR HOMES THAT ARE JUST ADJACENT TO MULHOLLAND
22 HIGHWAY AND NORTH OF THE CREEK, THAT THAT ENCROACHMENT ON THE
23 FLOODPLAIN AND ALSO ON THE CHANNEL HAS CAUSED EROSION
24 DOWNSTREAM AND DEPOSITION UPSTREAM, AND IT IS VERY OBVIOUS TO
25 ANYONE TO STAND ABOUT 150 FEET DOWN FROM THE JUNCTION OF



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1 MULHOLLAND AND LAKE VISTA DRIVE AND WALK TO THE WEST. YOU
2 STAND ON THE ROAD AND THE SLOPE STARTS AT THE ROAD. IT IS
3 FAILING RIGHT THERE. ANYBODY CAN SEE IT. I ASK YOU ALL TO GO
4 LOOK AT IT. THAT SLOPE IS GOING TO FAIL AND THE SEWER LINE IS
5 GOING TO BE BROKEN AND WE'RE VERY CONCERNED ABOUT THE HEALTH
6 AND SAFETY OF OUR COMMUNITY AND ALSO ALL THE COMMUNITIES
7 DOWNSTREAM. THE BEACH COMMUNITIES ARE GOING TO GET SEWAGE
8 ALSO. THIS IS THE 36-INCH MAIN FROM WEST LAKE. IT IS EXPOSED
9 AND IT'S GOING TO FAIL.

10

11 **SUP. YAROSLAVSKY:** MADAM CHAIR, I'D JUST LIKE -- ARE YOU
12 REPRESENTING MALIBU LAKE?

13

14 **CHARLES KUNDERT:** YES.

15

16 **SUP. YAROSLAVSKY:** COULD YOU RECONCILE WHAT YOU JUST SAID WITH
17 A LETTER OF SUPPORT FOR THIS TRACT IN 1992, MY STAFF JUST
18 HANDED ME?

19

20 **CHARLES KUNDERT:** '92 YES.

21

22 **SUP. YAROSLAVSKY:** JULY 18th '92, WHERE YOU SAID WE SUPPORT THE
23 TRACT.

24



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1 **CHARLES KUNDERT:** THAT'S RIGHT, IT WAS A ONE- HOUSE THING AND
2 IT WAS NOT FILLED.

3

4 **SUP. YAROSLAVSKY:** NO, NO THE TRACT WAS NOT A ONE-HOUSE THING,
5 A ONE-HOUSE THING IS NOT A TRACT, THE TRACT WAS THIS PROJECT.
6 A TRACT CAN ONLY BE FOR MULTIPLE DWELLINGS, SO WHY -- THIS IS
7 JULY '92, THIS ISN'T '91, THAT WE SUPPORT APPROVAL OF THIS
8 PROJECT BASED ON THE CONDITION THAT THESE ISSUES ARE
9 SATISFACTORILY RESOLVED AND THE ISSUES THAT WERE RAISED WERE
10 LANGUAGE IN THE CCNR'S THAT NONE OF THE ROADWAYS BE EXTENDED
11 CAN SERVE ANY FURTHER DEVELOPMENT, AND NO OTHER DEVELOPMENTS
12 CAN BE SERVED BY THE SERVED BY THE PROPOSED BRIDGE WHICH IS A
13 CONDITION I UNDERSTAND OF THE TRACT.

14

15 **CHARLES KUNDERT:** YES, OUR REASON, I THINK I WAS PART OF THAT,
16 I WAS ON THE BOARD AT THAT TIME, WE DID NOT -- WE SAW THE
17 SEWER LINE, WE LOOKED AT IT, IT HAD BEEN THERE SINCE 1965 AND
18 HAD NO TROUBLE. HOWEVER, IN 1995, IT WAS IN BAD TROUBLE, AND
19 RIGHT AFTER THE FLOOD OF FEBRUARY 1995, I AND ANOTHER BOARD
20 MEMBER WENT DOWN AND LOOKED AT IT AND FOUR OF THE SEVEN PIERS
21 HOLDING IT UP WERE UNDERMINED AND THE DARN PIPE WAS SAGGING.

22

23 **SUP. YAROSLAVSKY:** OKAY, SO YOU CHANGED -- YOU HAD A CHANGE OF
24 HEART LATER ON BASED ON NEW INFORMATION, IS WHAT YOU'RE
25 TELLING US?



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1

2 **CHARLES KUNDERT:** YES.

3

4 **SUP. YAROSLAVSKY:** ALL RIGHT. THANK YOU.

5

6 **SUP. BURKE, CHAIR:** RIGHT, YES, STATE YOUR NAME, PLEASE.

7

8 **MURRAY SUMNER:** MY NAME IS MURRAY SUMNER, I'M HERE REPRESENTING
9 THE MALIBU LAKESIDE HOMEOWNERS ASSOCIATION. IN THE MID 1920'S
10 L.A. COUNTY APPROVED A SUBDIVISION WITH ACCESS OVER A BRIDGE
11 AND MALIBU LAKESIDE WAS CREATED. YOU HAVE BEFORE YOU TODAY A
12 SIMILAR RECIPE FOR DISASTER. APPROVING A COMMUNITY WITH ONLY
13 ONE MEANS OF EGRESS AND INGRESS OVER A WATER COURSE IN AN L.A.
14 COUNTY FIRE DISTRICT DESIGNATED HIGH HAZARD AREA CAN ONLY
15 CREATE A PROVEN UNSAFE CONDITION LEADING TO POSSIBLE LOSS OF
16 LIFE. MALIBU LAKESIDE RESIDENTS KNOW THIS CONDITION FIRSTHAND
17 AS WE LIVE THIS LEGACY DAILY. MALIBU LAKESIDE HOMEOWNERS
18 ASSOCIATION STRONGLY URGES YOU TO REFRAIN FROM MAKING THIS
19 MISTAKE AGAIN AND OPPOSE THE RECORDING OF THESE TWO TRACTS. IF
20 THIS HONORABLE BOARD CHOOSES TO APPROVE THESE TRACTS, BRIDGE,
21 AND "A" STREET, WE REQUEST THE APPROVAL BE CONDITIONED. THE
22 APPLICANT'S COUNCIL STATED ON RECORD AT A PREVIOUS HEARING
23 THAT THE PROPOSED COMMUNITY WOULD BE GATED AND ACCESS TO
24 ADJACENT FUTURE DEVELOPMENT WOULD NOT BE PERMITTED THROUGH
25 PROPOSED "A" STREET INTO PERPETUITY. WE WOULD LIKE ASSURANCE



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1 THAT THIS WILL BE A CONDITION OF THE APPROVAL PROCESS. THANK
2 YOU.

3

4 **SUP. BURKE, CHAIR:** THANK YOU.

5

6 **COLLEEN HOLMES:** YES. HELLO. MY NAME IS COLLEEN HOLMES. I
7 REPRESENT CORNELL PRESERVATION ORGANIZATION. I'M AT 3700 OLD
8 OAK ROAD, IN AGORA. THIS IS A REMINDER TO THE BOARD AND
9 COUNTY STAFF CONCERNING THE OAK TREE ON MULHOLLAND HIGHWAY.
10 ALL PERMITS HAVE TO BE IN PLACE, INCLUDING THE PERMIT FOR THE
11 ABUTMENTS FOR THE BRIDGE BEFORE THE OAK TREE CAN BE CUT DOWN.
12 THIS IS A CONDITION IMPOSED BY THE PLANNING COMMISSION. WE
13 JUST WANT TO STATE THAT FOR THE RECORD. ALSO, I WANT TO BRING
14 TO YOUR ATTENTION. WE FOUND OUT JUST RECENTLY FROM FRAN
15 PAVOLI'S OFFICE, SHE HAD ATTENDED, SOMEONE FROM HER OFFICE HAD
16 ATTENDED THE FEDERATION MEETING AND HAD STATED THAT A MAN BY
17 THE NAME OF BRYAN SWEENEY, WHO OWNS OVER 200 ACRES ADJACENT TO
18 THE VINTAGE PROJECT IS -- HIS OFFICE IS LOBBYING HER OFFICE IN
19 REGARDS TO THE PROPERTY, AND I KNOW HE'S LOBBYING SO THAT IT
20 GETS PICKED UP BY THE STATE, BUT WHO KNOWS WHAT THE OUTCOME
21 WILL BE. OUR CONCERN IS THAT POTENTIALLY THAT PROJECT BEING
22 ADJACENT TO VINTAGE, THEY AS WELL WILL BE USING THE BRIDGE
23 THAT'S BEFORE YOU TODAY. SO WE WANT YOU TO TAKE THAT IN
24 CONSIDERATION THAT IT IS A GROWTH-INDUCING BRIDGE. LASTLY, WE
25 ARE NOT ASKING TO STOP A RESPONSIBLE PROJECT, BUT WE FEEL THAT



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1 THIS IS NOT A RESPONSIBLE PROJECT. WE ARE ASKING YOU,
2 SUPERVISOR YAROSLAVSKY, THE COMMUNITY AND THE FUTURE PARK
3 VISITORS ARE ASKING YOU THAT THIS PROJECT GOES THROUGH THE
4 FULL SEQUA EVALUATION PROCESS, NOT JUST A PARTIAL PROCESS THAT
5 WE FEEL IT HAS GONE THROUGH. THANK YOU FOR ALL OF YOUR
6 CONSIDERATION.

7

8 **SUP. BURKE, CHAIR:** THANK YOU. AND I THINK MR. LAMPORT THEN
9 REQUESTED TO SPEAK.

10

11 **STANLEY LAMPORT:** GOOD MORNING. STANLEY LAMPORT ON BEHALF OF
12 VINTAGE COMMUNITIES. I WILL BE BRIEF. IF YOU LOOK AT THE FILE
13 FOR THIS PROJECT, YOU WILL SEE THAT THE BRIDGE WAS ACTUALLY
14 CONSIDERED IN THE SEQUA PROCESS FOR THE BRIDGE AND WAS NOT
15 DETERMINED TO BE EXEMPT IN CONNECTION WITH THE TRACT MAP. IT
16 WAS INDEPENDENTLY REVIEWED. THERE'S EVIDENCE IN THAT FILE
17 SHOWING THAT FLOODING ISSUES WERE SPECIFICALLY ADDRESSED. THE
18 NATIONAL PARK SERVICE WAS MADE AWARE OF THE BRIDGE, IT
19 SPECIFICALLY ASKED FOR THE PLANS. IT KNEW ABOUT THE BRIDGE, IT
20 WAS ADDRESSING AESTHETIC CONCERNS. THERE'S JUST NOTHING IN THE
21 FILE THAT INDICATES THAT THE BRIDGE WAS NOT CONSIDERED FOR
22 PURPOSES OF SEQUA. WHEN THE COUNTY ISSUES A NEGATIVE
23 DECLARATION, IT IS A FINDING THAT THERE IS NO SUBSTANTIAL
24 EVIDENCE TO SUPPORT A CONCLUSION THAT THE PROJECT WOULD HAVE A
25 SIGNIFICANT EFFECT ON THE ENVIRONMENT, AND TO THIS DAY, THERE



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1 IS STILL NO EVIDENCE TO DOCUMENT THAT THE BRIDGE WOULD HAVE
2 ANY ADVERSE EFFECT ON THE CREEK. ALL OF THE EVIDENCE SHOWS
3 QUITE TO THE CONTRARY. THE LOCATION SPAN APPROVAL BACK IN 1991
4 WAS A CONCEPT APPROVAL TO SHOW THAT WHAT THE MINIMUM
5 DIMENSIONS WOULD BE TO AVOID A FLOOD ISSUE. WE'VE MET THAT
6 CONSISTENTLY. THE ALIGNMENT OF THE BRIDGE WAS ESTABLISHED --
7 FINAL ALIGNMENT OF THE BRIDGE WAS ESTABLISHED DURING THE TRACT
8 MAP PROCESS AND WAS SPECIFICALLY CONDITIONED AT THE REQUEST OF
9 THE COUNTY. THIS PROJECT IS NOT AFFECTING THE SEWER LINE,
10 WHICH IS 700 FEET DOWNSTREAM FROM THE BRIDGE, AND WE'VE
11 DEMONSTRATED TO THE COUNTY REPEATEDLY THAT THAT -- THAT THE
12 HYDROLOGY OF THE CREEK AND THE PROJECT HAS NO EFFECT ON THE
13 EXISTING SEWER LINE. AS FAR AS THE SINGLE ACCESS GOES, THAT'S
14 A COUNTY CONDITION, THE COUNTY CODE REQUIRES OR PERMITS UP TO
15 75 HOUSES ON A SINGLE ACCESS TO DEAL WITH GROWS INDUCING
16 IMPACTS, BACK IN 1992 THE COUNTY SPECIFICALLY CONDITIONED THE
17 ROADWAY CONDITIONS THAT ARE ON THE PROPERTY NOW. I JUST WANT
18 TO EMPHASIZE THIS IS A FINAL MAP. THIS APPLICANT HAS MET ALL
19 THE CONDITIONS OF APPROVAL OF THE TENTATIVE MAP, AND THAT
20 REALLY IS THE ISSUE BEFORE THE BOARD TODAY, AND WE'RE ASKING
21 APPROVAL OF THE FINAL MAP. THANK YOU.

22
23 **SUP. BURKE, CHAIR:** MR. YAROSLAVSKY, WOULD YOU LIKE TO HEAR
24 FROM STAFF NOW OR HOW DO YOU WANT TO DO IT?



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1 **SUP. YAROSLAVSKY:** NO, I DON'T, UNLESS THERE'S SOMETHING NEW
2 I'M GOING TO ASK SOME QUESTIONS OF THE STAFF BUT I THINK WE
3 NEED TO MOVE ON WITH THIS. AND FIRST OF ALL, MADAM CHAIR, I
4 APPRECIATE THE INDULGENCE OF THE BOARD. THIS HAS BEEN A VERY
5 HEARTFELT CONTROVERSY AMONG PEOPLE WHO LIVE IN THAT AREA.
6 YOU'VE HEARD IT FROM THEM TWICE NOW IN THE LAST MONTH, AND I
7 APPRECIATE VERY MUCH WHAT THEY'RE TRYING TO DO. AND I'VE SPENT
8 PERSONALLY A CONSIDERABLE AMOUNT OF TIME IN A MEETING LAST
9 MONTH AND MY STAFF HAS SPENT A LOT OF TIME ON THIS ISSUE
10 TRYING TO FIND ANY WEAKNESS, ANY FLAW THAT WE COULD HANG OUR
11 HAT ON IN THIS FINAL MAP RECORDATION PROCESS. I DON'T THINK
12 THERE'S ANYTHING I CAN SAY, BECAUSE THIS IS A PROCESS ISSUE,
13 AND THE WAY I HANDLE THESE THINGS IS I GO BY THE BOOK, I GO BY
14 THE BOOK WHETHER IT'S A DEVELOPER, I GO BY THE BOOK WHETHER
15 IT'S A PROTESTING NEIGHBOR OR A GROUP OF NEIGHBORS OR
16 HOMEOWNERS ASSOCIATION, AND I'VE SURVIVED A LONG TIME PLAYING
17 IT BY THE BOOK. A FINAL MAP IS A MINISTERIAL ACT AS FAR AS THE
18 LAW IS CONCERNED, AND I WOULD ASK THE COUNTY COUNSEL TO JUST
19 CORRECT ME IF I'M WRONG, BUT I'VE BEEN DOING THIS FOR ALMOST
20 THREE DECADES, AND THE FINAL MAP IS SIMPLY THE RECORDATION OF
21 A MAP THE SUBSTANCE OF WHICH WAS DECIDED IN THE TENTATIVE MAP
22 PROCESS. IS THAT CORRECT?

23

24 **JUDITH FRIES:** SUPERVISOR YAROSLAVSKY, YES THAT IS CORRECT.

25



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1 **SUP. YAROSLAVSKY:** OKAY, SO A TENTATIVE MAP PROCESS GOES,
2 CONDITIONS ARE IMPOSED, THE THING IS HASHED OUT, AND WHEN THE
3 CONDITIONS ARE IMPOSED AND THE TENTATIVE TRACT IS APPROVED,
4 THEN THE DEVELOPER OR THE PROPERTY OWNER HAS AN AMOUNT OF TIME
5 IN WHICH HE HAS TO CLEAR ALL OF HIS CONDITIONS, AND ONCE HE'S
6 FULFILLED ALL OF THE CONDITIONS OF THE TENTATIVE MAP, THE
7 FINAL MAP IS AUTOMATICALLY RECORDED, EITHER RECORDED BY US, OR
8 IF WE DON'T ACT, IT IS AUTOMATICALLY RECORDED. IS THAT
9 CORRECT?

10

11 **JUDITH FRIES:** THAT IS CORRECT.

12

13 **SUP. YAROSLAVSKY:** OKAY. AND THE ONLY WAY IN WHICH ANYBODY
14 ASSUMING ALL OF THOSE CONDITIONS ARE MET, THE ONLY WAY IN
15 WHICH THE FINAL MAP WON'T BE RECORDED IS IF A COURT OF LAW
16 FINDS OR IF WE FIND THAT THE CONDITIONS WERE NOT SOMEHOW MET
17 OR THAT THERE'S SOME OTHERWISE SOME FLAW IN THE PROCESS. IS
18 THAT CORRECT?

19

20 **JUDITH FRIES:** YES. IT IS THE DUTY OF THE COUNTY ENGINEER TO
21 DETERMINE WHETHER THE FINAL MAP COMPLIES WITH ALL OF THE
22 CONDITIONS OF THE TENTATIVE MAP, AND IF IT DOES, THEN IT IS
23 THE DUTY OF THE BOARD OF SUPERVISORS TO APPROVE THE FILING OF
24 THE FINAL MAP.

25



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1 **SUP. YAROSLAVSKY:** OKAY. SO WHAT WE HAVE HERE IS WHAT THE
2 COMMUNITY HAS BEEN TRYING TO DO AND WHAT WE'VE TRIED TO -- I
3 WOULDN'T SAY HELP THEM DO BECAUSE WE'RE TRYING TO BE OBJECTIVE
4 HERE, BUT WHAT WE'VE BEEN CERTAINLY, AS I SAID LAST MONTH,
5 WHEN THE FOLKS WERE HERE, IF THERE'S ANY CHANCE THAT THERE WAS
6 SOMETHING AMISS IN THIS PROCESS THAT WE COULD HANG OUR HAT ON,
7 THEN WE OWE IT TO FIND OUT, AND THAT'S WHAT WE'VE BEEN
8 SPENDING THE LAST FOUR WEEKS TRYING -- WELL, IT'S LONGER THAN
9 THAT, BUT MY INTENSIVE INVOLVEMENT OVER THE LAST FOUR WEEKS
10 HAS BEEN AIMED AT DOING JUST THAT. AND THE NUB OF THE ISSUE
11 HERE IS NOT WHETHER THIS IS A GOOD PROJECT OR NOT. THIS
12 PROJECT STINKS. IT WOULD NOT BE APPROVED TODAY. THE COMMUNITY
13 PLAN IN THAT AREA WOULD NOT ALLOW THIS PROJECT TODAY. THIS
14 SUPERVISOR WOULD NOT APPROVE THIS PROJECT TODAY. PERIOD, OVER
15 AND OUT. UNFORTUNATELY, THIS PROJECT WAS APPROVED THREE YEARS
16 BEFORE I GOT HERE. I WASN'T A SUPERVISOR THEN. MOST OF THE
17 PEOPLE WHO ARE SITTING ON THIS BOARD PROBABLY WEREN'T HERE
18 THEN. SEVERAL OF US WEREN'T HERE THEN, BUT THE TENTATIVE MAP
19 WAS APPROVED BACK THEN, AND I'M STUCK AND WE'RE ALL STUCK WITH
20 THOSE TENTATIVE TRACT CONDITIONS. SO WHAT WE'VE TRIED TO SEE
21 IS, IN THAT TENTATIVE TRACK PROCESS, WHAT IS -- WHAT WAS THE
22 ENVIRONMENTAL CLEARANCE. AND BY THE WAY, I HAVE TO SAY EVEN IF
23 WE FOUND A SMOKING GUN, IF YOU WANT TO USE THAT TERM, I'M NOT
24 SURE WHAT WE'D BE IN A POSITION TO DO IF WE DID, BECAUSE WHAT
25 WE'RE TRYING TO DO HERE IS RECREATE A HISTORY THAT IS, WELL,



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1 NOW, ELEVEN OR TWELVE YEARS OLD, AND TRYING TO -- AND SOME
2 PEOPLE WHO AREN'T EVEN WORKING FOR THE COUNTY ANYMORE, MR.
3 MANASSAS, FORTUNATELY, IS STILL HERE, AND I'M GOING TO ASK YOU
4 A COUPLE OF QUESTIONS IN A MINUTE, BUT THAT'S THE NUB OF THE
5 ISSUE. AND THE NUB OF THE ISSUE FOR ME IS, ON THE
6 ENVIRONMENTAL CLEARANCE PROCESS, FIRST OF ALL, I APPRECIATE
7 THE COMMENTS ABOUT THE SINGLE-FAMILY HOME AND THE BRIDGE, THE
8 MISSING BRIDGE, THE NOT MISSING BRIDGE. I'M NOT INTERESTED IN
9 THE BRIDGE FOR THE SINGLE-FAMILY HOME BECAUSE THAT BRIDGE WAS
10 NEVER EVALUATED UNDER SEQUA. IT DIDN'T NEED TO BE EVALUATED,
11 AS WAS INDICATED BY THE TESTIMONY CORRECTLY IS THAT THAT
12 BRIDGE -- THE ORIGINAL BRIDGE FOR THE SINGLE FAMILY HOME WAS
13 CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY
14 ACT, AS ALL THESE THINGS ARE FOR SINGLE FAMILY HOMES. THE ONLY
15 BRIDGE THAT WAS SUBJECT TO ANY ENVIRONMENTAL CLEARANCE WOULD
16 HAVE BEEN THE BRIDGE THAT SERVED THE TRACT, AND THE TRACT IS
17 THE ONE WITH THE MULTIPLE HOMES, THE ONE THAT WE -- THAT THE
18 BOARD APPROVED SOME YEARS AGO, A DECADE AGO AND THE ONE THAT
19 IS NOW -- THE FINAL MAP THAT WE'RE NOW RECORDING. SO THE
20 QUESTION THAT I HAVE OF YOU, MR. MENESES, AND A QUESTION THAT
21 I THINK THE RESIDENTS HAVE HAD OF US AND OF YOU, IS WHEN THIS
22 ENVIRONMENTAL CLEARANCE WAS MADE BACK IN 1991 OR '92, WHEN YOU
23 DECIDED TO ISSUE A MITIGATED NEGATIVE DECLARATION ON THIS
24 TRACT, AND I ASSUME THAT INCLUDED AN EVALUATION OF THE BRIDGE,
25 WHETHER IT'S AN ON-SITE OR OFF-SITE IMPROVEMENT, LET ME ASK



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1 YOU THIS, EVEN THOUGH IT'S AN OFF-SITE IMPROVEMENT, WAS THE
2 BRIDGE CONSIDERED AS PART OF YOUR ENVIRONMENTAL CLEARANCE
3 PROCESS?

4

5 **FRANK MENESES:** YES IT WAS, SUPERVISOR.

6

7 **SUP. YAROSLAVSKY:** OKAY. WHEN YOU CONSIDERED THAT -- WHEN YOU
8 EVALUATED THAT THE ENVIRONMENTAL IMPACTS OF THE BRIDGE, WHICH
9 BRIDGE WERE YOU EVALUATING?

10

11 **FRANK MENESES:** WE EVALUATED THE BRIDGE THAT WAS SHOWN ON THE
12 TENTATIVE TRACT MAP. WE DID NOT CONSIDER THE VERSION THAT WAS
13 SHOWN ON THE PLOT PLAN. IN FACT, THAT VERSION WAS NEVER EVEN
14 SENT TO THE AGENCIES, TO MY RECOLLECTION. WE SENT COPIES OF
15 THE TRACT MAP WHICH --

16

17 **SUP. YAROSLAVSKY:** WHETHER YOU LOOKED AT THE OTHER MAP OR NOT,
18 IS YOUR TESTIMONY THAT THE BRIDGE YOU ISSUED -- RECOMMENDED AN
19 ISSUANCE OF MITIGATED NEGATIVE DEC ON WAS THE MAP SHOWN ON THE
20 TRACT?

21

22 **FRANK MENESES:** YES, SIR.

23

24 **SUP. YAROSLAVSKY:** ON THE TRACT MAP?

25



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1 **FRANK MENESES:** THAT'S RIGHT.

2

3 **SUP. YAROSLAVSKY:** AND WHAT WAS THAT BRIDGE? WAS THAT THE
4 BRIDGE THAT WE NOW HAVE BEFORE US?

5

6 **FRANK MENESES:** IT WENT THROUGH AN EVOLUTION PROCESS, INITIALLY
7 IT WAS A -- I THINK IT WAS A 48-FOOT RIGHT-OF-WAY, BUT THE
8 DEPARTMENT OF PUBLIC WORKS REQUESTED A 64-FOOT RIGHT-OF-WAY,
9 BUT THE BRIDGE ITSELF PHYSICALLY WAS SUBSTANTIALLY THE SAME,
10 IT WAS I BELIEVE A 39-FOOT WIDTH ROAD THAT WAS DEEMED
11 NECESSARY FOR THAT SUBDIVISION.

12

13 **SUP. YAROSLAVSKY:** IF THE BRIDGE HAD BEEN WITHIN THE TRACT MAP
14 BOUNDARIES AS OPPOSED TO AN OFF-SITE IMPROVEMENT, DO YOU THINK
15 YOU WOULD HAVE RECOMMENDED A MITIGATED NEGATIVE DEC AT THE
16 TIME?

17

18 **FRANK MENESES:** ALL ELSE BEING EQUAL, I WOULD SAY YES, THERE
19 WOULD'VE BEEN NO CHANGE AND WE WOULD HAVE HAD -- IF WE HAD
20 SUPPORT FROM THE AGENCY, THE NATIONAL PARKS SERVICE AS WE DID,
21 WE PROBABLY WOULD'VE DONE THE SAME THING.

22

23 **SUP. YAROSLAVSKY:** SO IN YOUR -- IN YOUR -- AND THE LAST
24 QUESTION TO YOU, MR. MENESES, IT IS YOUR TESTIMONY BEYOND ANY
25 SHADOW OF A DOUBT IN YOUR MIND THAT WHEN YOU CLEARED THIS WITH



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1 THE MITIGATED NEGATIVE DECLARATION, THAT YOU WERE CLEARING
2 ESSENTIALLY, AND I'M GOING TO GET TO THE ISSUE OF THE
3 EVOLUTION IN A MINUTE WITH THE OTHER STAFF, BUT ESSENTIALLY
4 APPROVING THIS MAGNITUDE OF A BRIDGE IN THIS RIGHT-OF-WAY
5 ACROSS TRIUMPHAL CREEK. IS THAT CORRECT?

6

7 **FRANK MENESES:** THAT'S CORRECT.

8

9 **SUP. YAROSLAVSKY:** ALL RIGHT. RANDINE, THERE'S BEEN SOME ISSUES
10 ON THE LOCATION OF THE BRIDGE, AND WHETHER IT'S MOVED AND AS
11 MR. MENESES SAID THE EVOLUTION OF THE BRIDGE. IF THE BRIDGE
12 WERE RELOCATED TO ANY EXTENT, WHAT MIGHT BE THE IMPACT OF SUCH
13 A RELOCATION? WHAT WOULD BE -- WHAT WOULD YOU CONSIDER A
14 SIGNIFICANT CHANGE IN THE LOCATION I GUESS IS MY QUESTION.

15

16 **RANDINE RUIZ:** IF THERE WERE A -- IF THE BRIDGE WERE MOVED TO A
17 LOCATION WHERE --

18

19 **SUP. YAROSLAVSKY:** IS THAT MIC ON? TAP IT. YEAH. OKAY. IT'S ON
20 NOW.

21

22 **RANDINE RUIZ:** IF THE BRIDGE MOVED ANY SUBSTANTIAL DISTANCE,
23 THEN THE SPAN AND CLEARANCE THAT HAD BEEN EVALUATED WOULD NO
24 LONGER APPLY AND A NEW ONE WOULD HAVE TO BE -- NEW HYDRAULIC
25 ANALYSIS WOULD HAVE TO BE DONE. IN THIS CASE, THE BRIDGE IS



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1 ESSENTIALLY IN THE SAME LOCATION. IT KIND OF TWISTED SLIGHTLY,
2 BUT IT'S ESSENTIALLY --

3

4 **SUP. YAROSLAVSKY:** WHEN YOU SAY TWISTED, IT MOVED -- AS WE HAVE
5 DISCUSSED, IN OUR OFFICE, IF YOU PUT A -- IN THE CENTERLINE OF
6 A STREAM IF YOU PUT A PIVOT, IT REVOLVED AROUND THAT AXIS
7 SLIGHTLY?

8

9 **RANDINE RUIZ:** SLIGHTLY.

10

11 **SUP. YAROSLAVSKY:** BY HOW MUCH?

12

13 **RANDINE RUIZ:** UMM, APPROXIMATELY SEVEN FEET.

14

15 **SUP. YAROSLAVSKY:** WAS IT IN THE RIGHT-OF-WAY?

16

17 **RANDINE RUIZ:** IT'S WITHIN THE SAME RIGHT-OF-WAY.

18

19 **Audience:** OOHs.

20

21 **SUP. YAROSLAVSKY:** OKAY. OKAY, I HEARD SOMEBODY SAY 40 FEET. WE
22 HAVE NO EVIDENCE THAT IT MOVED 40 FEET. IF YOU HAVE EVIDENCE
23 THAT IT MOVED 40 FEET YOU SHOW IT TO ME, WE DON'T HAVE ANY
24 EVIDENCE THAT IT MOVED 40 FEET, AND WE'VE BEEN THROUGH THIS A



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1 LONG TIME. ALL RIGHT, DID THE BRIDGE MOVE UP OR DOWN THE
2 STREAM?

3

4 **RANDINE RUIZ:** NO, IT DID NOT.

5

6 **SUP. YAROSLAVSKY:** OKAY. ALONG A CENTRAL AXIS WITH THE CENTER
7 OF THE STREAM AS A PIVOT POINT, IT MOVED, YOU SAID, 7 FEET, AT
8 THE MAX?

9

10 **RANDINE RUIZ:** APPROXIMATELY.

11

12 **SUP. YAROSLAVSKY:** OKAY. WERE THERE ANY OTHER CHANGES, MAJOR OR
13 MINOR, IN THE BRIDGE?

14

15 **RANDINE RUIZ:** THE ONLY PLAN, STRUCTURAL PLANS WE REVIEWED ARE
16 FOR THE BRIDGE AS APPROVED CURRENTLY. THE LOCATION SPAN AND
17 CLEARANCE WAS ORIGINALLY DONE FOR THE BRIDGE PROPOSED FOR THE
18 SINGLE FAMILY HOME, LOCATION SPAN AND CLEARANCE ESSENTIALLY
19 EVALUATES THE IMPACT ON THE STREAMBED, THE LOCATION OF THE
20 PIERS. THOSE HAVE ESSENTIALLY STAYED THE SAME AND THE ONLY
21 THING IS THE BRIDGE DECK IS DIFFERENT, BUT NOTHING WAS
22 APPROVED, NO RAILROAD CAR BRIDGE WAS APPROVED. WHAT WAS SHOWN
23 WAS APPROXIMATELY A 34-FOOT WIDE BRIDGE WHEN IT WAS PROPOSED
24 TO BE RAILROAD CARS. IT'S NOW 39 FEET WIDE.

25



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1 **SUP. YAROSLAVSKY:** OKAY. AND WELL WITHIN THE RIGHT-OF-WAY,
2 WHICH IS WHAT?

3

4 **RANDINE RUIZ:** AND IT IS WITHIN THE RIGHT-OF-WAY.

5

6 **SUP. YAROSLAVSKY:** AND THE RIGHT OF WAY IS 48 OR 64 FEET WIDE?

7

8 **RANDINE RUIZ:** 64 FOOT WIDE.

9

10 **SUP. YAROSLAVSKY:** ALL RIGHT, THE LAST SET OF QUESTIONS I WANT
11 TO ASK OF THE COUNTY COUNSEL. OR OF THE STAFF. NUMBER ONE,
12 THERE WAS AN ISSUE RAISED BY MISS HOLMES, AND I WANT TO MAKE
13 SURE THAT WE HAVE THIS BUTTONED DOWN. WE ARE ALL ON THE SAME
14 PAGE AS FAR AS ALL OF THE PERMITS MUST BE IN PLACE BEFORE ANY
15 TREE, ANY OAK TREE IS REMOVED. IS THAT CORRECT?

16

17 **MR. MANASSAS:** THAT'S CORRECT.

18

19 **SUP. YAROSLAVSKY:** AND PLEASE SAY THAT INTO THE MICROPHONE.

20

21 **MR. MANASSAS:** THAT IS CORRECT.

22

23 **SUP. YAROSLAVSKY:** AND NO OAK TREE PERMIT IS GOING TO BE ISSUED
24 BY PUBLIC WORKS UNTIL ALL OF THE OTHER CONDITIONS OF ALL THE -
25 - NOT CONDITIONS, ALL THE OTHER PERMITS ARE ISSUED.



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1

2 **RANDINE RUIZ:** THE OAK TREE PERMIT THAT HAS BEEN ISSUED, THE
3 CONDITIONS OF THAT REQUIRE THAT ALL OTHER PERMITS BE IN PLACE
4 PRIOR TO REMOVAL OF THE OAK TREE.

5

6 **SUP. YAROSLAVSKY:** AND WE'RE GOING TO POLICE THAT?

7

8 **RANDINE RUIZ:** AND WE ARE AWARE OF THAT YES.

9

10 **SUP. YAROSLAVSKY:** OKAY, ON THE ISSUE OF CAN THE BRIDGE BE USED
11 FOR FURTHER DEVELOPMENT UP THE HILL OR UP THE -- BEYOND THE
12 PROPERTY IN A GROWTH-INDUCING WAY, IS IT NOT THE CASE THAT THE
13 TRACT CONDITION OF THIS TRACT, THE TENTATIVE TRACT, IS THAT
14 THIS BRIDGE CANNOT BE USED FOR ANY OTHER THAN TO SERVE THIS
15 TRACT? IS THAT, AM I CORRECT?

16

17 **RANDINE RUIZ:** THIS TRACT CONSISTS OF TWO CUL-DE-SACS, AND
18 THERE CAN BE NO FURTHER DEVELOPMENT -- THE NO TAP STREETS WERE
19 PROPOSED TO ANY ADJACENT PROPERTY, IT WAS ACTUALLY ELIMINATED
20 AT THE PUBLIC HEARING.

21

22 **SUP. YAROSLAVSKY:** OKAY. SO THAT IF THERE'S ANY OTHER
23 DEVELOPMENT UP IN THAT AREA, WHICH IS HIGHLY UNLIKELY,
24 CERTAINLY ON ANY MASSIVE SCALE, IF THERE'S ANY OTHER
25 DEVELOPMENT THEY'RE GOING TO HAVE TO FIND SOME OTHER KIND OF



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1 ACCESS, THEY'RE NOT GOING TO BE ABLE TO ACCESS IT THROUGH THIS
2 BRIDGE.

3

4 **RANDINE RUIZ:** THAT'S CORRECT.

5

6 **SUP. YAROSLAVSKY:** JUST TO BE CLEAR. I KNOW THE ANSWER TO THIS
7 BUT I WANT IT TO BE ON THE RECORD AND I WANT IT TO BE PUBLIC.
8 CAN WE CONDITION A FINAL MAP RECORDATION? CAN WE PUT FURTHER
9 CONDITIONS ON THIS FINAL MAP?

10

11 **RANDINE RUIZ:** NO, YOU DO NOT HAVE THAT ABILITY.

12

13 **SUP. YAROSLAVSKY:** ALL RIGHT. ALL RIGHT, I THINK THAT ANSWERS
14 ALL THE QUESTIONS. LET ME JUST CONCLUDE, MADAM CHAIR, WITH THE
15 FOLLOWING THING. FIRST OF ALL, I'D LIKE TO -- I WANT TO ASK
16 MR. LAMPORT TO COME FORWARD FOR A MINUTE. WHILE YOU'RE COMING
17 UP, I'LL JUST TAKE YOUR TIME, LET ME JUST SAY -- ASK YOU WHAT
18 I WANT TO ASK YOU. WE HAVE NO ABILITY TO CONDITION THIS, AS
19 YOU ARE WELL AWARE. I AM CONCERNED IF THIS THING IS GOING TO
20 GO FORWARD, AND UNLESS THE COMMUNITY SUCCESSFULLY CHALLENGES
21 YOU IN COURT, IF WE APPROVE THIS TODAY OR IF WE SEE TO THIS
22 RECORDATION TODAY, THAT'S PROBABLY THE ONLY OPTION THEY'LL
23 HAVE LEFT, AND IF THEY ARE NOT SUCCESSFUL, MY CONCERN IS THAT
24 THIS BRIDGE IS A MASSIVE BRIDGE IN THIS LOCATION, THERE'S NO
25 QUESTION ABOUT IT. I THINK YOU KNOW IT, I THINK THEY KNOW IT,



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1 I THINK ANYBODY KNOWS IT. THE QUESTION FOR US IS, WE WANT TO
2 DO, IF THIS IS GOING TO GO FORWARD, WE WANT TO DO WHATEVER WE
3 CAN TO MITIGATE, THIS IS THE LEAST WE CAN DO, AND TRY TO DO,
4 IS TO MITIGATE THE IMPACT OF THE MASSIVENESS OF THIS BRIDGE
5 VISUALLY, FORGETTING ALL THE OTHER ISSUES, BUT VISUALLY, AND
6 THERE MAY BE SOME THINGS THAT CAN BE DONE WITH THAT BRIDGE AND
7 ITS TREATMENT AND THE PLANTS AND THINGS THAT WE COULD DO TO
8 MITIGATE THE MASSIVE APPEARANCE OF IT. CAN I HAVE A COMMITMENT
9 FROM YOU? OBVIOUSLY IT'S NOT BINDING, BUT I'M GOING TO ASK YOU
10 HERE IN FRONT OF GOD AND COUNTRY TO COMMIT TO WORK WITH MY
11 OFFICE TO ADDRESS THE ISSUES AND THAT YOUR CLIENT BE PREPARED
12 TO SPEND SOME AMOUNT OF MONEY TO HELP MITIGATE THE APPEARANCE
13 OF THIS STRUCTURE ONCE IT GETS CONSTRUCTED? CAN WE HAVE THAT
14 COMMITMENT?

15

16 **STANLEY LAMPORT:** OF COURSE. WE WILL OF COURSE WORK WITH YOUR
17 OFFICE.

18

19 **SUP. YAROSLAVSKY:** CAN YOU GET ME A LETTER FROM YOUR CLIENT?

20

21 **STANLEY LAMPORT:** YES I'VE TALKED TO MY CLIENT ABOUT IT
22 ALREADY. THE ONLY CONCERNS HE'S EVER HAD ARE BUDGET AND TIME,
23 BUT WE'VE INDICATED THAT WE WANT TO MAKE THE BRIDGE LOOK NICE
24 AS WELL, AND WE THINK WE CAN DO THAT AND WE'D BE HAPPY TO WORK
25 WITH YOUR OFFICE TO ACCOMPLISH THAT.



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1

2 **SUP. YAROSLAVSKY:** ALL RIGHT IF WE CAN GET A LETTER FROM YOU IN
3 THE NEXT 48 HOURS.

4

5 **STANLEY LAMPORT:** I WILL TAKE CARE OF IT.

6

7 **SUP. YAROSLAVSKY:** IN EFFECT IT WOULD BE A GOOD THING. THE LAST
8 THING MADAM CHAIR AND I'M GOING TO MOVE THAT WE JUST ALLOW
9 THIS TO RECORD, BECAUSE THE TESTIMONY IS CLEAR, THERE'S
10 NOTHING I THINK THAT WOULD'VE BEEN -- COULD'VE BEEN SAID THAT
11 WOULD'VE SATISFIED ANYBODY. I'M NOT SURE, IF I CAN ASK THE
12 COUNTY COUNSEL, IF THERE HAD BEEN SOME -- AS I SAID EARLIER
13 SMOKING GUN, WHAT OPTIONS WOULD WE HAVE? JUST NOT RECORD?

14

15 **RANDINE RUIZ:** IF THE SMOKING GUN CONSTITUTED FRAUD, THAT WOULD
16 BE THE ONLY BASIS ON WHICH YOUR BODY COULD DENY APPROVAL OF
17 THE FINAL MAP.

18

19 **SUP. YAROSLAVSKY:** OKAY. THIS HAS BEEN A -- I'D LIKE TO BELIEVE
20 THAT WE'VE IMPROVED OUR PROCESSES SINCE 1991/1992. I KNOW WE
21 HAVE. WE'RE NOT PERFECT, BUT THIS KIND OF A THING WOULD NOT BE
22 TOLERATED THESE DAYS, AND OUR PROCEDURES HAVE CHANGED AND
23 THINGS HAVE CHANGED. SO MADAM CHAIR, I HAVE NO CHOICE BUT TO
24 AGREE WITH THE STAFF AND WITH OUR COUNTY COUNSEL, ALL OF WHOM
25 HAVE MET WITH US, THEY'VE MET WITH THE COMMUNITY, THEY'VE MET



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1 WITH US FOR EXTENDED PERIOD OF TIME, AND I'M GOING TO MOVE
2 THAT APPROVAL OF THE STAFF RECOMMENDATION AND HOPE THAT
3 SOMEHOW SOMETHING'S LEARNED FROM THIS PROCESS.

4

5 **SUP. BURKE, CHAIR:** MOVED BY YAROSLAVSKY, SECONDED BY KNABE.
6 WITHOUT OBJECTION, SO ORDERED.

7

8 **SUP. YAROSLAVSKY:** MADAM CHAIR, I KNOW MS. MOLINA WANTS TO TAKE
9 AN ITEM. IF I CAN JUST TAKE ONE MORE ITEM BEFORE AND THEN I'LL
10 TURN IT OVER TO HER. IT SHOULD NOT TAKE A LONG TIME. AND
11 THAT'S THE ITEM -- I THINK IT'S ITEM 4, ON THE LAWSUIT ON
12 ARMONDSON.

13

14 **SUP. BURKE, CHAIR:** THERE ARE A COUPLE PEOPLE WHO'VE ASKED TO
15 SPEAK.

16

17 **SUP. YAROSLAVSKY:** I WOULD RECOMMEND WE LIMIT THEM TO TWO
18 MINUTES EACH AND THEN WE CAN GET ON WITH OUR BUSINESS.

19

20 **SUP. BURKE, CHAIR:** ALL RIGHT. NICKI CARLSEN AND DEAN FRANCOIS.

21

22 **NICKI CARLSEN:** GOOD MORNING, MADAM CHAIR, OTHER MEMBERS OF THE
23 BOARD OF SUPERVISORS. MY NAME IS NICKI CARLSEN, I'M WITH THE
24 LAW FIRM OF WESTON BENCHUVE, AND WE REPRESENT ARMONDSON LAND
25 COMPANY. AS YOU MAY KNOW, I HAVE SUBMITTED A LETTER WHICH YOU



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1 MAY HAVE RECEIVED YESTERDAY, BUT I PROVIDED ADDITIONAL COPIES
2 TO YOU THIS MORNING IN CASE YOU DID NOT RECEIVE IT. ON
3 DECEMBER 19th, THE VENTURA COUNTY BOARD OF SUPERVISORS
4 CERTIFIED A SUPPLEMENTAL E.I.R. FOR THE ARMONDSON RANCH
5 PROJECT AND APPROVED THE PHASE A MASTER TRACT MAP, AND TODAY
6 YOU HAVE A MOTION WHICH WOULD AUTHORIZE THE COUNTY TO FILE
7 ANOTHER LAWSUIT AGAINST VENTURA COUNTY REGARDING THE ARMONDSON
8 RANCH PROJECT. AND I GUESS THE ONLY WAY TO SUM IT UP IS HERE
9 WE GO AGAIN. ABOUT 10 YEARS AGO WHEN THE ARMONDSON RANCH
10 PROJECT WAS FIRST APPROVED L.A. COUNTY AND A SLEW OF OTHERS
11 FILED NINE LAWSUITS AGAINST VENTURA COUNTY, CHALLENGING THE
12 ORIGINAL APPROVAL OF THE PROJECT. NONE OF THOSE LAWSUITS WAS
13 SUCCESSFUL. THE REASON WE THINK THEY WERE NOT SUCCESSFUL IS
14 BECAUSE VENTURA COUNTY TOOK CARE TO PREPARE A SOLID
15 ENVIRONMENTAL IMPACT REPORT FOR THE PROJECT. NONE OF THOSE
16 LAWSUITS WAS SUCCESSFUL. WE THINK VENTURA COUNTY HAS TAKEN THE
17 SAME CARE IN PREPARING THIS SUPPLEMENTAL E.I.R. AND APPROVING
18 THE PHASE A MASTER TRACT MAP TODAY. WE THINK THE COUNTY IS IN
19 A PRETTY SEVERE BUDGET CRISIS RIGHT NOW. WE DON'T FEEL THAT
20 THE COUNTY SHOULD SPEND MORE TIME, MONEY, AND EFFORT FIGHTING
21 THE ARMONDSON RANCH PROJECT AND INSTEAD SHOULD USE THAT MONEY
22 FOR THE DESPERATELY NEEDED PUBLIC SERVICES IN THE COUNTY. I
23 HAVE DETAILED IN GREATER LENGTH IN LETTER THE ISSUES RAISED BY
24 THE MOTION, BUT I'M HERE IF YOU HAVE ANY QUESTIONS. THANK YOU.
25



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1 **SUP. BURKE, CHAIR:** THANK YOU.

2

3 **DEAN FRANCOIS:** HI. MY NAME IS DEAN FRANCOIS. I AM A PUBLIC
4 WORKS COMMISSIONER IN REDONDO BEACH, A FORMER PRESERVATION
5 COMMISSIONER. I'VE HAD 20 YEARS EXPERIENCE IN ADMINISTERING
6 FEDERAL AND STATE GOVERNMENT PROGRAMS AND A VOLUNTEER FOR
7 SANTA MONICA BAY KEEPER, HEAL THE BAY SIERRA CLUB, AND FIONA
8 WETLANDS ACTION FORCE. I FULLY SUPPORT THE ACTIONS OF THIS
9 COUNTY TODAY IN ATTEMPTING TO PUT A STOP TO THE ARMONDSON
10 RANCH PROJECT. I BELIEVE THAT IT IS GOOD THAT WE'RE FIGHTING
11 THE COUNTY OF VENTURA AND THE BOARD OF SUPERVISORS OF THAT
12 COUNTY AND ENSURING THAT THEY COMPLY WITH THE CALIFORNIA
13 ENVIRONMENTAL QUALITY ACT. HOWEVER, WE MUST TAKE A LOOK AT
14 OURSELVES AND WE MUST ENSURE THAT THIS COUNTY IS ABIDING BY
15 THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, SPECIFICALLY WHEN IT
16 COMES TO ISSUING PERMITS FOR DESTROYING OR MOVING POTENTIAL
17 HISTORICAL LANDMARKS IN THIS COUNTY. AND AS YOU KNOW, OLD
18 GLORY, THE 400-YEAR-OLD OAK TREE, IS NOW UNDER SERIOUS ATTACK
19 FOR BEING REMOVED, AND THAT IS A VIOLATION OF THE CALIFORNIA
20 ENVIRONMENTAL QUALITY ACT. SO I FULLY SUPPORT FIGHTING THE
21 COUNTY OF VENTURA COUNTY BOARD OF SUPERVISORS, BUT WE NEED TO
22 TAKE A LOOK AT OURSELVES, WE NEED TO GET THAT ISSUE ON A
23 FUTURE AGENDA ITEM HERE AT THE COUNTY SO THIS WHOLE COUNTY CAN
24 TAKE ACTION ON IT AND NOT JUST HAVE UNDER THE CONTROL OF THE



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1 FIFTH SUPERVISORY DISTRICT THIS IMPACTS EVERYONE IN THE
2 COMPLETE COUNTY. THANK YOU VERY MUCH.

3

4 **SUP. BURKE, CHAIR:** THANK YOU.

5

6 **SUP. YAROSLAVSKY:** MADAM CHAIR, I'LL BE VERY BRIEF. THIS COUNTY
7 --

8

9 **SUP. BURKE, CHAIR:** THANK YOU VERY MUCH, YOU CAN SIT DOWN.

10

11 **SUP. YAROSLAVSKY:** I APPRECIATE THE -- MISS CARLSEN'S CONCERN
12 FOR THE COUNTY BUDGET, BUT SPARE ME THE CROCODILE TEARS. IF
13 THE ARMONDSON PROJECT WERE TRULY CONCERNED ABOUT THE COUNTY
14 BUDGET CRISIS, THEY'D SUSPEND THEIR PROJECT AND SPARE US THE
15 MILLIONS AND TENS OF MILLIONS OF DOLLARS THAT WE'RE GOING TO
16 HAVE TO SPEND TO MITIGATE TRAFFIC IMPACTS CAUSED BY THIS
17 MASSIVE DEVELOPMENT WHOSE IMPACT IS TOTALLY IMPOSED ON LOS
18 ANGELES CITY AND COUNTY RESIDENTS, AND NONE OF WHICH IS
19 IMPOSED ON VENTURA COUNTY RESIDENTS. THIS IS A HORRIBLE
20 PROJECT. IT HAS NOT BEEN DILIGENTLY PURSUED AND REVIEWED BY
21 THE VENTURA COUNTY BOARD OF SUPERVISORS. ON THE CONTRARY, THE
22 BOARD OF SUPERVISORS OF VENTURA COUNTY RUSHED TO JUDGMENT ON
23 THIS TRYING TO BEAT THE END OF THE YEAR DEADLINE WHEN A NEW
24 SUPERVISOR WAS SCHEDULED TO BE SWORN IN AND MIGHT'VE CHANGED
25 THE BALANCE ON THE BOARD. I THINK THEY ARE EXTREMELY



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1 VULNERABLE, AND WE SHOULD JOIN IN PROTECTING OUR INTERESTS AS
2 A COUNTY MUCH OF THE AREA TO BE IMPACTED AS UNINCORPORATED
3 COUNTY TERRITORY OUT IN THE WEST END OF LOS ANGELES COUNTY,
4 JOIN WITH THE CITY OF LOS ANGELES, THE CITY OF CALABASAS AND
5 OTHERS WHO ARE GOING TO FILE A LAWSUIT ON -- OR HAVE FILED A
6 LAWSUIT ON THIS MATTER. WE SHOULD BE AT THE TABLE ADVOCATING
7 AND PURSUING AND PROTECTING OUR OWN INTERESTS. WITH THAT,
8 MADAM CHAIR, I WOULD MOVE APPROVAL OF THE ITEM.

9

10 **SUP. BURKE, CHAIR:** IS THERE A SECOND? MOVED AND SECONDED.
11 WITHOUT OBJECTION, SO ORDERED.

12

13 **SUP. YAROSLAVSKY:** MADAM CHAIR, I WOULD YIELD TO MS. MOLINA.

14

15 **SUP. BURKE, CHAIR:** SUPERVISOR MOLINA.

16

17 **SUP. MOLINA:** I THINK THE CORRECT ITEM. LET ME JUST CHECK.

18

19 **SUP. BURKE, CHAIR:** PRIOR TO THAT TIME, COULD WE CONTINUE ITEM
20 NUMBER 41 FOR ONE WEEK? AT THE REQUEST OF PUBLIC WORKS. ITEM
21 41 WILL BE, WITHOUT OBJECTION, CONTINUED FOR ONE WEEK.

22

23 **SUP. MOLINA:** ITEM 20.

24



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1 **SUP. BURKE, CHAIR:** THERE'S SOME PEOPLE WHO HAVE REQUESTED TO
2 SPEAK. DO YOU WANT THEM TO -- CALL ON THEM FIRST, OR WOULD YOU
3 LIKE TO --

4

5 **SUP. MOLINA:** I THINK THAT PROBABLY WOULD BE BEST, BECAUSE I
6 THINK THAT CONSUL-GENERAL AND OTHERS ARE WAITING TO SPEAK AND
7 CAN PROBABLY OUTLINE MORE EFFECTIVELY THIS ITEM. IT IS --
8 YOU'LL WANT TO PUT IT IN ITS FINAL FORM, SO IF THEY'D JOIN US,
9 THAT'D BE GREAT.

10

11 **SUP. BURKE, CHAIR:** ALL RIGHT. JANICE MAUNIZI, MARTHA LARA AND
12 MIRIAM GALICIA DUARTE. DO YOU WANT TO HEAR FROM THE PEOPLE
13 OPPOSED FIRST OR THE?

14

15 **SUP. MOLINA:** NO. I WOULD LIKE -- I THINK THAT IF WE ASK, YOU
16 KNOW, THE CONSUL-GENERAL TO PROPERLY PRESENT THIS ISSUE
17 INITIALLY, I THINK WE HAVE SOMEBODY HERE FROM THE SHERIFF'S
18 DEPARTMENT AS WELL THAT CAN ADDRESS SOME OF THESE ISSUES.

19

20 **SUP. BURKE, CHAIR:** ALL RIGHT.

21

22 **SUP. MOLINA:** WHY DON'T WE BEGIN?

23

24 **MARTHA LARA:** THANK YOU. THE MATRICULA CONSULAR IS A STATE OF
25 THE ART PHOTO I.D. WITH SAFEGUARDS TO PREVENT COUNTERFEITING.



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1 ITS ONLY PURPOSE TO PERMIT THE BEARER TO IDENTIFY HIM OR
2 HERSELF. THE MEXICAN CONSULATE ISSUED A TOTAL OF 160,000
3 MATRICULARS IN 2002. THE MATRICULA CONSULAR IS NOW ACCEPTED BY
4 MORE THAN 50 CITIES AND COUNTIES THROUGHOUT THE UNITED STATES.
5 HUNDREDS OF POLICE DEPARTMENTS AND 64 BANKS. NANCY PILOSI
6 INTERVENED ON BEHALF OF THE MATRICULA CONSULAR SO THAT IT
7 COULD BE ACCEPTED TO ENTER FEDERAL BUILDINGS IN SAN FRANCISCO
8 ON JANUARY THE 5th. SHE WORKED WITH THE MARSHALL'S OFFICE AND
9 THE GENERAL SERVICES ADMINISTRATION. BILL NUMBER ACR 229
10 PASSED BY CALIFORNIA ASSEMBLY AND SENATE IN AUGUST OF 2002
11 URGED CITIES AND COUNTIES THROUGHOUT CALIFORNIA TO ACCEPT THE
12 CARDS AS AN OFFICIAL FORM OF IDENTIFICATION. WHY ARE WE HERE
13 TO ARGUE IN FAVOR OF THE ACCEPTANCE OF THE MATRICULA CONSULAR
14 AS A PERMANENT PROGRAM? BECAUSE THE MATRICULA CONSULAR ALSO
15 SERVES A PROFOUNDLY HUMANITARIAN PURPOSE. IT MOVES US TO KNOW
16 THAT A MOTHER CAN ACCESS A LIBRARY AND OBTAIN BOOKS FOR HER
17 MEXICAN OR AMERICAN CHILD, A BATTERED WOMAN CAN DENOUNCE
18 DOMESTIC VIOLENCE AND A MOURNING RELATIVE CAN CLAIM THE
19 REMAINS OF A LOVED ONE AT THE MORGUE. ITS CONTINUED ACCEPTANCE
20 ALSO WOULD SPEAK HIGHLY OF YOU, AN IMMIGRANT-FRIENDLY COUNTY,
21 THE MOST DIVERSE IN THE UNITED STATES THAT UNDERSTANDS ITS
22 REALITY AND IS READY TO ACT. YOU UPHOLD THE WORDS THAT I JUST
23 HEARD DURING THE INVOCATION BY DR. DAKHIL WHO SPOKE OF HAVING
24 AN OPEN MIND AND A COMPASSIONATE HEART. THANK YOU.

25



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1 **SUP. MOLINA:** I THINK ONE OF THE NAMES STATED FOR THE RECORD,
2 THIS IS CONSUL-GENERAL OF MEXICO, MARTHA LARA.

3

4 **MARTHA LARA:** YES, AMBASSADOR MARTHA LARA CONSUL-GENERAL OF
5 MEXICO.

6

7 **SUP. BURKE, CHAIR:** THANK YOU FOR BEING HERE.

8

9 **MARTHA LARA:** THANK YOU FOR THE PLEASURE.

10

11 **SUP. MOLINA:** DO YOU WANT TO PROCEED? AND AGAIN, I THINK
12 THEY'RE AVAILABLE FOR QUESTIONS. LET ME BEGIN BY SAYING A
13 COUPLE MONTHS AGO, I THINK IT'S WELL OVER SIX MONTHS, WE
14 APPROACHED THIS WHOLE ISSUE OF THE CONSUL-GENERAL HAD BROUGHT
15 TO US THE IDEA OF EXTENDING THE MATRICULA CONSULAR OR THE I.D.
16 THAT IS PROVIDED BY THE CONSUL-GENERAL'S OFFICE AND UTILIZING
17 IT WITHIN PART OF AN I.D. THAT WOULD BE RECOGNIZED BY THE
18 COUNTY OF LOS ANGELES. SINCE THE PILOT PROGRAM HAS BEEN IN
19 PLACE, IT HAS HAD TREMENDOUS SUCCESS. AND WHAT WE ARE ASKING
20 NOW IS THAT THIS BOARD NOW APPROVE AUTHORIZING THIS
21 IDENTIFICATION CARD BY ALL COUNTY DEPARTMENTS IN THE NORMAL
22 COURSE OF OPERATIONS, AND INTERACTION WITH THE PUBLIC. THERE
23 HAS BEEN A SURVEY THAT WAS DONE, AND A LOT OF THE DEPARTMENTS
24 DID PARTICIPATE, AND MOST OF THEM, THE MAJORITY OF THEM
25 EXPRESSED THAT CERTAINLY THIS WOULD BE BENEFICIAL TO THEM IN



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1 THE CONTINUATION OF THEIR SERVICES TO THE RESIDENTS OF THE
2 COUNTY OF LOS ANGELES. THERE WERE SIX COUNTY DEPARTMENTS THAT
3 THEY WOULD HAVE PROBLEMS WITH THIS AS BEING THE ONLY PROOF OF
4 I.D. BUT AGAIN, THAT IS TO ACCESS SERVICES THAT MORE THAN
5 LIKELY THEY WOULD NOT BE ENTITLED TO FOR THE MOST PART AND SO
6 THERE WOULD BE ADDITIONAL I.D. THAT WOULD BE REQUIRED. BUT
7 AGAIN, IT DOES FULFILL THE GOALS OF THE COUNTY OF LOS ANGELES
8 WHEN IT DEALS WITH THE ISSUES OF PROVIDING SERVICES AND
9 EXCELLING IN THOSE AREAS BECAUSE IT WOULD GIVE THE OPPORTUNITY
10 TO PROVIDE THE PUBLIC FULL AND COMPLETE ACCESS TO ALL OF THE
11 INFORMATION AND THE VALUABLE SERVICES THAT THIS COUNTY DOES
12 PROVIDE, AND, OF COURSE, IT ALSO WILL ADD TO THE EFFECTIVENESS
13 OF OUR COUNTY AS AN ORGANIZATION IN TRYING TO FULFILL ITS
14 MANDATE AS WELL THAT WE ARE DELIVERING OUR SERVICES IN AN
15 EFFECTIVE AND EFFICIENT MANNER. SO FOR THE MOST PART, IN
16 SUMMARY, WHAT WE HAVE BEFORE US IS TO SOLIDIFY AND TO PUT IN
17 PLACE THE PERMANENT BOARD POLICY AND ACCEPTING OF THIS CARD
18 AND ALL OTHER CONSUL-GENERAL CARDS THAT ARE ISSUED BY ANY OF
19 THE CONSUL-GENERALS THAT ARE HERE IN THE COUNTY OF LOS
20 ANGELES. THIS IS A TREMENDOUS BENEFIT TO ALL OF THE RESIDENTS,
21 WHETHER THEY ARE VISITING WITH US OR THEY'RE HERE FOR AN
22 EXTENDED PERIOD OF TIME IN MAKING SURE THAT THEY ARE UTILIZING
23 OUR SERVICES. THE BENEFITS, OF COURSE, IN THE PRIVATE SECTOR,
24 THE PROGRAM THAT WAS INITIATED ORIGINALLY BY WELLS FARGO HAS
25 NOW BEEN EXPANDED AND MOST OF THE BANKS ARE ACCEPTING IT, AND



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1 IT HAS BEEN A VERY PROFITABLE VENTURE FOR THOSE COMPANIES,
2 THEY HAVE BENEFITED TREMENDOUSLY FROM THAT. SO I WILL -- I
3 BRING THIS TO THE BOARD. I DON'T KNOW IF THERE'S ANY
4 QUESTIONS. YOU HAVE PEOPLE HERE WHO ARE PREPARED TO ANSWER ANY
5 QUESTIONS, INCLUDING IF YOU LOOK AT THE REPORT BY THE C.A.O.,
6 WHICH IS FAIRLY EXTENSIVE, AS TO HOW THE PILOT RAN, OPERATED,
7 AND FUNCTIONED EFFECTIVELY WITHIN THE FRAMEWORK OF ALL COUNTY
8 SERVICES.

9

10 **SUP. BURKE, CHAIR:** ALL RIGHT, ARE THERE ANY QUESTIONS OF, AND
11 IT'S MIRIAM DUARTE FROM WELLS FARGO AND LOUIS GRAY FROM THE
12 L.A.P.D. ARE THERE ANY QUESTIONS OF THEM AND OF THE
13 AMBASSADOR? SUPERVISOR ANTONOVICH? AND THEN WE DO HAVE SOMEONE
14 WHO HAS ASKED TO SPEAK AGAINST IT, AND THEN GENEVIEVE CLAVREUL
15 ALSO WANTED TO COMMENT ON IT.

16

17 **SUP. ANTONOVICH:** RELATIVE TO THE CARD, CONSUL-GENERAL, WHAT
18 ARE THE FEATURES THAT PROHIBIT FRAUD AND COUNTERFEIT
19 REPRODUCTION?

20

21 **MARTHA LARA:** YES, SIR. WE HAVE VISIBLE AND INVISIBLE FEATURES
22 IN THIS CARD, AND IT'S PRECISELY ONE OF THE THINGS THAT WE
23 THINK IS THE MOST POSITIVE. WE USE GREEN SECURITY PAPER, WHICH
24 HAS A SPECIAL SECURITY PATTERN. WE HAVE AN ADVANTAGE SEAL WITH
25 THE MEXICAN OFFICE SEAL THAT APPEARS OVER THE BEARER'S PICTURE



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1 AND CHANGES COLOR FROM GREEN TO BROWN WHEN SEEN WITH NATURAL
2 LIGHT. WE HAVE AN INFRARED BAND ON THE UPPER PART OF THE BACK
3 OF THE MATRICULA, AND UNDER FLUORESCENT LIGHT, YOU CAN READ
4 S.R.E., WHICH IS MEXICAN FOREIGN OFFICE, OR STATE DEPARTMENT,
5 ALL OVER THE FRONT OF THE M.C.A. I AM REQUESTING THAT YOU SEE
6 ONE OF THE ONES THAT WE HAVE WITH US. THEN WE HAVE THE
7 INVISIBLE SECURITY FEATURES, A SPECIAL DECODER IS REQUIRED TO
8 VIEW THE INVISIBLE SECURITY MARKS AND USING THE DECODER, YOU
9 CAN SEE ON THE FRONT SIDE, "MEXICO" IS IMPRINTED ON THE LEFT
10 SIDE NEXT TO THE CARDHOLDER'S PICTURE. THE MATRICULA CONSULAR
11 OR CONSULAR I.D. CARD PRINTED AT THE BOTTOM OF THE MATRICULA,
12 THE WORD S.R.E. AGAIN WRITTEN THREE TIMES ON THE RIGHT SIDE.
13 AND USING THE DECODER FOR THE PICTURE, YOU WILL READ THE
14 BEARER'S NAME. USING THE DECODER FOR THE PICTURE AND TURNING
15 IT 90 DEGREES, YOU WILL READ THE BEARER'S DATE OF BIRTH AND
16 THE WORD, S.R.E. ON THE BACK, THE CARD HOLDER'S NAME AND THE
17 I.D. NUMBER CAN BE READ ON THE LEFT SIDE OF THE GREEN LINE. ON
18 THE RIGHT SIDE, YOU WILL READ THE I.D.'S EXPIRATION DATE AND
19 CONSULE MEX LOS ANGELES WHICH IS THE NAME OF THE ISSUING
20 OFFICE.

21

22 **SUP. ANTONOVICH:** DO YOU REQUIRE A FINGERPRINT OF THE
23 APPLICANT?

24

25 **MARTHA LARA:** NO, SIR, WE DO NOT FINGERPRINT.



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1

2 **SUP. ANTONOVICH:** DO YOU VERIFY THE ADDRESS?

3

4 **MARTHA LARA:** YES, SIR, WE -- WELL, WE VERIFY THE -- A BIRTH
5 CERTIFICATE AND THE SECONDARY IDENTIFICATION. WE DO NOT GO
6 INTO VERIFYING THE ADDRESS BECAUSE IT IS USUALLY ON THE
7 IDENTIFICATIONS THAT ARE PRESENTED TO OBTAIN THIS CARD.

8

9 **SUP. ANTONOVICH:** WHY DON'T YOU FINGERPRINT?

10

11 **MARTHA LARA:** BECAUSE THE MEXICAN GOVERNMENT HAS NOT INSTRUCTED
12 US TO DO SO, SIR.

13

14 **SUP. ANTONOVICH:** ARE YOU AWARE OF A CASE IN COLORADO WHERE AN
15 INDIVIDUAL HAD THREE DIFFERENT CARDS WITH THREE DIFFERENT
16 NAMES AND THE SAME PHOTOGRAPH?

17

18 **MARTHA LARA:** YES, SIR, I'M VERY MUCH AWARE OF THAT CASE. I
19 CALLED DENVER, COLORADO, YESTERDAY, AND MAY I INFORM YOU THAT
20 AT 10:30 THIS MORNING, I RECEIVED A CALL FROM OUR CONSUL-
21 GENERAL IN DENVER WHO INFORMS ME THAT THE I.N.S. DISTRICT
22 OFFICE HAS FINALLY TOLD US THAT THIS IS AN OLD CASE PRESENTED
23 SEVERAL YEARS AGO. IT IS NOT A HIGH SECURITY MATRICULA WHICH
24 THE MEXICAN GOVERNMENT IS NOW ISSUING, AND THIS IS FROM THE
25 I.N.S. OFFICE. I CAN HAVE IT IN WRITING TO YOU. THEY WILL SEND



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1 IT TO ME TODAY, SO SOMEONE USED THIS INFORMATION TO DETRACT
2 THE MATRICULA CONSULAR.

3

4 **SUP. ANTONOVICH:** HOW DO YOU ENSURE THAT A PERSON DOES NOT
5 PROVIDE A FALSE NAME OR A FALSE CERTIFICATE TO OBTAIN SUCH A
6 CARD WITHOUT HAVING A FINGERPRINT?

7

8 **MARTHA LARA:** AS ALL CONSULAR OFFICES FROM ALL OVER THE WORLD,
9 INCLUDING THE UNITED STATES IN THEIR FOREIGN CONSULATES, WHAT
10 WE DO IS WE RECEIVE AND WE CHECK THE DOCUMENTS VERY WELL. WE
11 HAVE EXPERIENCED PEOPLE WHO HAVE BEEN WORKING IN THE CONSULATE
12 FOR OVER TWENTY YEARS AND THEY KNOW VERY WELL WHEN THE
13 DOCUMENTS ARE NOT AUTHENTIC. SO WE CHECK OUR DOCUMENTS CLEARLY
14 AND WE ALSO CHECK OUR SECONDARY I.D.s. BUT LET ME TELL YOU
15 SOMETHING, THE MATRICULA CONSULAR WOULD NOT BE USEFUL FOR
16 OTHER PURPOSES. RIGHT IN FRONT OF MY CONSULATE, IN MACARTHUR
17 PARK, YOU CAN BUY A FAKE BIRTH CERTIFICATE, AMERICAN BIRTH
18 CERTIFICATE, AND YOU WOULD HAVE NO NEED AT ALL TO COME TO MY
19 CONSULATE TO GET A MEXICAN I.D.

20

21 **SUP. ANTONOVICH:** HOW CAN YOU ENSURE THAT YOU DON'T PROVIDE A
22 CARD TO A FUGITIVE?

23

24 **MARTHA LARA:** WELL, WE DON'T PROVIDE TO FUGITIVES IF THEY COME
25 INTO THE CONSULATE. IF YOU MEAN THAT IF WE PROVIDE ONE DAY A



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1 MATRICULA TO SOMEONE WHO IN THE FUTURE MIGHT BREAK THE LAW,
2 WELL THAT CERTAINLY IS SOMETHING THAT I COULD NOT ANSWER, BUT
3 IF YOU'RE SPEAKING OF A FUGITIVE, HE WOULD NOT COME TO MY
4 OFFICE TO GET A MATRICULA, AND I WOULD GIVE IT TO HIM AND HE
5 WOULD THEN GRACEFULLY CROSS THE BORDER.

6

7 **SUP. ANTONOVICH:** DO YOU DO A BACKGROUND CHECK?

8

9 **MARTHA LARA:** NO, SIR, WE DO NOT DO BACKGROUND CHECKS, BUT WE
10 HAVE SPOKEN AND WE HAVE HAD NO PROBLEMS WHATSOEVER WITH
11 L.A.P.D. AND WITH SHERIFF'S DEPARTMENT, AND IN THE CASE AND
12 DURING THIS PAST SIX MONTHS THAT THEY WOULD HAVE RECEIVED OR
13 THEY WOULD HAVE ANY DOUBTS REGARDING ONE OF THE MATRICULA
14 CONSULARS, WE HAVE TOLD THEM THAT WE'D BE MORE THAN GLAD TO
15 LOOK INTO THE CASE, CHECK THE NUMBER, CHECK THE NAME, AND ALSO
16 CHECK WITH OUR ATTORNEY GENERAL'S OFFICE IN CASE THERE WERE A
17 DOUBT REGARDING A SPECIFIC PERSON. WE DO HAVE THE CAPABILITY
18 OF CHECKING WITH THE ATTORNEY GENERAL'S OFFICE REGARDING THE
19 IDENTITY OF SOMEONE WHO MIGHT BE INVOLVED IN ONE OF THESE
20 CASES.

21

22 **SUP. ANTONOVICH:** DO YOU HAVE A DATABASE THAT'S SYNCHRONIZED
23 THROUGHOUT ALL OF THE UNITED STATES FOR YOUR CONSULATES TO
24 ENSURE THAT THERE IS NOT DUPLICATE REQUESTS FOR IDENTIFICATION
25 CARDS?



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1
2 **MARTHA LARA:** YES, WE DO HAVE A DATABASE WHICH IS NOW CONNECTED
3 TO MEXICO CITY, TO THE FOREIGN OFFICE, TO THE STATE
4 DEPARTMENT. WITHIN 60 DAYS, I HAVE BEEN INFORMED BY MY
5 GOVERNMENT THAT WE WILL HAVE CONNECTED TO ALL OF THE
6 CONSULATES IN THE UNITED STATES AND THE FEDERAL GOVERNMENT,
7 THE MEXICAN FEDERAL GOVERNMENT IS WORKING WITH THE FEDERAL
8 AUTHORITIES, THE STATE DEPARTMENT, AND HOMELAND SECURITY
9 REGARDING OUR MATRICULA CONSULAR BECAUSE WE ARE LOOKING FOR
10 FEDERAL APPROVAL OF THIS DOCUMENT. MAY I ADVANCE THAT, WHEN WE
11 STARTED ISSUING IT IN CALIFORNIA, IN LOS ANGELES, I SPOKE
12 PERSONALLY WITH MR. TOM SHILTON, WHO IS THE DIRECTOR, WAS THE
13 DIRECTOR OF, THE DISTRICT DIRECTOR OF IMMIGRATION, AND THEY
14 DID NOT OPPOSE THE DOCUMENT, SO I THINK WE WILL CONTINUE TO
15 ADVANCE WITH THIS DOCUMENT. WE ALSO FEEL THAT IT IS IMPORTANT
16 AS FAR AS NATIONAL SECURITY CONCERNS ARE REGARDED BECAUSE IT
17 IS GOOD FOR THE UNITED STATES TO KNOW WHO IS HERE, WHAT THEIR
18 NAMES ARE, WHERE THEIR ADDRESSES ARE AND THEIR FACES ON THEIR
19 I.D.s. I THINK IT'S IN THE BEST INTEREST OF THE UNITED STATES
20 TO KNOW WHO'S HERE AND NOT TO IGNORE WHO IS OUT ON THE
21 STREETS. WE ARE ISSUING I.D.s TO OUR PEOPLE THAT HAVE BEEN
22 COMING FOR A HUNDRED YEARS TO WORK HONESTLY. THEY ARE LAW-
23 ABIDING CITIZENS, HUNDREDS AND THOUSANDS OF THEM, AND WE ARE
24 HAPPY TO BE ABLE TO PROVIDE THEM WITH AN I.D., WHICH SOMETIMES
25 THEY CANNOT OBTAIN FROM FEDERAL OR STATE OR LOCAL GOVERNMENTS.



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1

2 **SUP. ANTONOVICH:** THE STATE OF NEW YORK, THE CITY OF NEW YORK
3 VOTED AGAINST ACCEPTING THESE CARDS BECAUSE OF THEIR CONCERNS
4 OVER SECURITY.

5

6 **MARTHA LARA:** NO, SIR. I WOULD LIKE TO HAVE US CHECK THAT, IF
7 YOU WOULD DO THAT, BECAUSE IT WAS NOT THE CITY OF NEW YORK
8 THAT REFUSED TO ACCEPT THE MATRICULA CONSULAR. OUR CONSUL-
9 GENERAL IN NEW YORK, MR. SALVORDORI TRANDERIO, PROPOSED IT TO
10 THE POLICE DEPARTMENT AND THEY DID NOT ACCEPT IT, AND I WILL
11 TELL YOU, PHILADELPHIA DID, BUT THE ISSUE DID NOT GO BEFORE
12 CITY COUNCIL, AND I AM INFORMED BY THE CONSUL-GENERAL THAT HE
13 IS STILL WORKING WITH THE PROPER AUTHORITIES TO HAVE THE
14 ACCEPTANCE PERHAPS IN THE FUTURE BY THE CITY AND COUNTY.

15

16 **SUP. ANTONOVICH:** AND ACCORDING TO THE "NEW YORK TIMES",
17 DECEMBER 28th, 2002, BOTH NEW YORK CITY AND NEW YORK STATE ARE
18 NOT ABOUT TO JOIN THE EFFORT ON THESE CARDS.

19

20 **MARTHA LARA:** YES, SIR, BUT NOT ABOUT TO JOIN DOES NOT MEAN
21 THAT THEY WERE PRESENTED TO CITY COUNCIL OR TO THE STATE
22 GOVERNMENT AND THAT THEY WERE REFUSED BY SAID GOVERNMENTS.

23



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1 **SUP. ANTONOVICH:** IT SAYS "NEW YORK REJECTS MEXICAN I.D. CARDS
2 CITING SECURITY", THE ARTICLE BY SUSAN SAX, THE NEW YORK
3 TIMES.

4

5 **MARTHA LARA:** YES, I HAVE READ IT, I HAVE READ IT SIR, AND I
6 UNDERSTAND THAT IT WAS THE POLICE DEPARTMENT SO FAR. IT HAS
7 NOT FORMALLY BEEN PRESENTED TO THE --

8

9 **SUP. ANTONOVICH:** IT ALSO SAYS NEW JERSEY, CONNECTICUT AND
10 OTHER NORTHEASTERN STATES AS WELL.

11

12 **MARTHA LARA:** I THINK THAT IS BECAUSE OUR CONSULATE GENERAL IS
13 RESPONSIBLE FOR NEW JERSEY AND CONNECTICUT, BUT I HAVE NO
14 INFORMATION THAT THOSE TWO STATES HAVE ALSO REJECTED IT, AND I
15 DO HAVE IT HERE, THE ENGLISH VERSION, AND IT DOES SAY "CITING
16 SECURITY CONCERNS, POLICE DEPARTMENT OFFICIALS SAID THEY HAD
17 REJECTED REQUESTS FROM THE CONSULATE TO ACCEPT THE MEXICAN
18 CONSULAR CARD", SO I DO HAVE HERE POLICE DEPARTMENT AND I HAVE
19 IT WRITTEN AND I BROUGHT IT FROM THE SAME PLACE THAT YOU DID,
20 SIR, SO IT'S NOT THE CITY OR THE COUNTY AUTHORITIES.

21

22 **SUP. ANTONOVICH:** BUT IT'S STILL NEW YORK CITY --

23

24 **MARTHA LARA:** IT'S STILL THE POLICE DEPARTMENT AND THEY'RE
25 STILL WORKING ON IT SIR, SO I THINK WE CANNOT SAY THAT IT'S



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1 BEEN REJECTED FOREVER. WE STILL HAVE OUR HOPES THAT THEY WILL
2 UNDERSTAND THAT THERE IS AN IMPORTANCE TO THESE I.D.'S.

3

4 **SUP. BURKE, CHAIR:** ALL RIGHT, IF THERE ARE NO FURTHER
5 QUESTIONS, WE WOULD ASK THE OTHER SPEAKERS TO COME FORWARD.
6 WERE THERE ANY OTHER QUESTIONS?

7

8 **SUP. KNABE:** I JUST HAD A QUESTION OF SUPERVISOR MOLINA, IS
9 THERE, IN PROPOSING TO MOVING FORWARD ON THIS, AN ANNUAL
10 REVIEW PROVISION IN THIS, JUST 'TIL WE GET A?

11

12 **SUP. MOLINA:** THERE WOULDN'T BE ANY PROBLEM WITH INCLUDING IT.
13 LET'S UNDERSTAND, SO THAT WE UNDERSTAND THE PROPER PREMISE OF
14 IT, FIRST OF ALL, WE HAVE TO BE RESPECTFUL OF ALL OF OUR
15 FOREIGN GOVERNMENTS, PARTICULARLY OUR CONSUL-GENERALS, WHICH
16 WE ALWAYS WELCOME HERE AND WORK COOPERATIVELY WITH, ALL THE
17 COUNTRIES THAT THEY REPRESENT. THIS IS AN IDENTIFICATION CARD
18 THAT IS ISSUED BY THEIR GOVERNMENT TO THEIR CITIZENS, NUMBER
19 ONE. I THINK THAT'S ESSENTIAL. IT IS BASED ON THE GUIDELINES
20 OF THEIR GOVERNMENT, NOT OUR GOVERNMENT. WHAT WE ARE DOING AND
21 WHAT THE BANKS HAVE BEEN DOING IS ACKNOWLEDGING IT AS
22 IDENTIFICATION CARD OF THE INDIVIDUAL, AND THAT IS WHAT WE ARE
23 ASKING THAT FUNCTION AND OPERATE AS WELL WITHIN COUNTY
24 SERVICES. IF YOU NEED TO UTILIZE -- IF YOU WANT A LIBRARY CARD
25 FOR YOUR CHILD TO USE THE COMPUTER AT THE LIBRARY, THIS WOULD



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1 BE THE IDENTIFICATION CARD THAT THEY COULD USE. IF, IN FACT,
2 YOU NEED AN IDENTIFICATION CARD FOR ANYTHING THAT YOU MIGHT
3 HAVE, IN RELATION TO COUNTY SERVICES, THIS IS AN
4 IDENTIFICATION CARD THAT YOU WOULD USE.

5

6 **SUP. KNABE:** I UNDERSTAND THAT. I'M JUST ASKING ABOUT IT.

7

8 **SUP. MOLINA:** NO. I UNDERSTAND. I'M SPEAKING TO MR.
9 ANTONOVICH'S ISSUE, MR. KNABE. AND SO AGAIN I THINK WE HAVE TO
10 BE RESPECTFUL OF HOW IT IS UTILIZED. THERE IS NOT A PROBLEM
11 WITH REVIEWING, AND I THINK THAT THE DEPARTMENTS STILL HAVE TO
12 WORK TO INCORPORATE THIS CARD INTO THE UTILIZATION WE FOUND
13 THAT WE NEED TO TRAIN OUR LIBRARIANS, WE NEED TO TRAIN OUR
14 SHERIFF'S DEPUTIES, WE NEED TO TRAIN EVERYONE AS TO HOW TO
15 UTILIZE IT. IT IS NOT A IMMIGRATION CARD, IT ISN'T A CARD THAT
16 SAYS THAT THIS INDIVIDUAL CAN BE RUN THROUGH SOME KIND OF A
17 DATABASE THAT THE I.N.S. WOULD HAVE BECAUSE IT WOULDN'T BE A
18 PART OF ANY OF THAT. SO, AGAIN, WE HAVE TO UNDERSTAND WHAT ITS
19 PURPOSE IS. IT'S MERELY AN IDENTIFICATION CARD THAT HAS BEEN
20 GIVEN BY THEIR GOVERNMENT TO IDENTIFY THAT INDIVIDUAL WHICH
21 WOULD FACILITATE FOR US THAT INDIVIDUAL ACCESSING SERVICES,
22 PROGRAMS THAT THE COUNTY PROVIDES, AND THAT'S WHAT WE WANT TO
23 SOLIDIFY BY THIS ACT. WE'VE SEEN IT IN THE PRIVATE SECTOR AND
24 IT IS WORKING. AND I ALSO WANT TO COMPLIMENT, PARTICULARLY THE
25 MEXICAN GOVERNMENT, WHO HAS STEPPED UP SO ASSERTIVELY IN THIS



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1 MANNER TO PURSUE THIS. I THINK THAT FOR A LONG TIME, MANY OF
2 THESE INDIVIDUALS HAVE BEEN INVISIBLE IN THIS PROCESS. NOW
3 THEY HAVE THEIR OWN IDENTIFICATION CARD AND ISSUED BY THEIR
4 GOVERNMENT AND RECOGNIZED, AND I THINK THAT IT GIVES US AN
5 OPPORTUNITY TO MAKE SURE THAT WE ARE UNDERSTANDING THE
6 PURPOSES AS TO WHY THIS I.D. IS PROVIDED AND HOW WE COULD MAKE
7 AND MAKE USE OF IT. AGAIN, IF YOU LOOK AT THE BOARD REPORT
8 THAT WAS PROVIDED, MOST OF THE DEPARTMENTS ARE CAPABLE OF
9 USING IT, I THINK THERE HAS TO BE AN OPPORTUNITY TO MAKE SURE
10 THAT EACH OF THESE DEPARTMENTS ARE WELL TRAINED AS TO HOW THAT
11 CARD IS USED, AND MR. KNABE, IF YOU WOULD WANT TO INSERT THAT
12 THERE WOULD BE A REVIEW AS TO HOW IT'S USED BY THE DEPARTMENT,
13 I THINK IT'D WOULD BE A WELCOMED REPORT, BECAUSE I, TOO, WOULD
14 LIKE TO MAKE SURE THAT THOSE SERVICES ARE -- IF THERE IS A
15 PROBLEM IN WHICH OUR DEPARTMENTS ARE NOT UTILIZING IT OR
16 THEY'VE FOUND IT, I THINK IT WOULD BE HELPFUL NOT ONLY TO US
17 AS A COUNTY, BUT I THINK IT WOULD ALSO BE HELPFUL TO ALL THE
18 CONSUL-GENERALS AS TO HOW THESE I.D. CARDS ARE BEING UTILIZED.
19 SO I WOULDN'T MIND INCLUDING THAT. IF YOU WOULD LIKE. IS THAT
20 ACCEPTABLE?

21

22 **SUP. KNABE:** THAT'S FINE. I JUST, AN ANNUAL REVIEW I THINK
23 WOULD BE FINE AS IT RELATES TO THE VARIOUS DEPARTMENTS AND
24 ANY, YOU KNOW, THE TRAINING THAT'S GONE INTO THE PROJECT AS



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1 WELL AS ANY POTENTIAL PROBLEMS THAT THEY'VE BEEN ABLE TO
2 IDENTIFY.

3

4 **SUP. MOLINA:** RIGHT. AND COMMANDER, I DON'T KNOW IF YOU WANTED
5 TO ADD ANYTHING FOR THE L.A.P.D. ON THIS ISSUE.

6

7 **LOUIS GRAY:** I'M COMMANDER LOUIS GRAY, THE DIPLOMATIC LIAISON
8 OFFICER FOR CHIEF BRATTON. AND AS SUCH I'VE BEEN WORKING WITH
9 AMBASSADOR LARA AND HER STAFF FOR OVER A YEAR ON THIS ISSUE
10 AND I TESTIFIED BEFORE THE BOARD ABOUT SIX MONTHS AGO. AND
11 JUST VERY BRIEFLY, I WAS GOING TO COMMENT THAT CITY COUNCIL,
12 ON MAY THE 14th, DIRECTED ALL CITY DEPARTMENTS TO ACCEPT THE
13 MATRICULA CONSULAR AS IDENTIFICATION. AS SUCH, THE POLICE
14 DEPARTMENT HAS ACCEPTED IT IN THE FIELD FOR THE PAST EIGHT
15 MONTHS AND THERE'S BEEN ABSOLUTELY NO ISSUES OR PROBLEMS THAT
16 HAVE COME UP FROM THE FIELD REGARDING ACCEPTING THE CARD AND
17 FROM OUR PERSPECTIVE, FROM THE L.A.P.D. THE ACCEPTANCE OF THE
18 CARD HAS BEEN A COMPLETE SUCCESS WITH NO PROBLEMS.

19

20 **SUP. MOLINA:** AND ALSO, OUR OWN SHERIFF IS SUPPORTING IT AS
21 WELL. ONE OF THE THINGS THAT WE FOUND, AT LEAST WHEN I WAS IN
22 THE CITY OF LOS ANGELES, IS THAT YOU HAD MANY OF THESE
23 INDIVIDUALS WHO, WHEN REPORTING A CRIME OR EVEN REPORTING A
24 FIRE, THERE WAS A REQUEST FOR AN I.D. AND THAT THIS -- THEY
25 DIDN'T HAVE ANYTHING AT THE TIME, AND THIS WOULD GO A LONG WAY



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1 IN THAT REGARD TO FACILITATE THAT KIND OF REPORTING PROCESS. I
2 THINK WE HAVE SOMEONE HERE AS WELL FROM WELLS FARGO WHO WOULD
3 LIKE TO ADD SOMETHING AS WELL.

4

5 **SUP. BURKE, CHAIR:** I HAVE JUST ONE QUESTION. WHO HAS THE
6 DECODER? IS THAT AVAILABLE TO MANY PEOPLE, OR JUST --

7

8 **MARTHA LARA:** YES. WE HAVE MADE 300 AVAILABLE TO YOUR
9 ADMINISTRATIVE DEPARTMENT, 300 AVAILABLE TO YOUR SHERIFF'S
10 DEPARTMENT, AND WE DID GIVE 500 TO THE L.A.P.D.

11

12 **LOUIS GRAY:** WE HAVE DECODERS AT ALL OUR STATIONS.

13

14 **SUP. BURKE, CHAIR:** I SEE.

15

16 **MARTHA LARA:** AND WE HAVE AS MANY AS YOU WOULD NEED, ANYONE WHO
17 WOULD WANT TO HAVE SOME.

18

19 **SUP. BURKE, CHAIR:** WELL NOWADAYS WITH IDENTIFICATION NEEDED
20 SOMETIMES EVEN TO GO TO THE FAIR I MEAN IT'S HARD TO GO
21 ANYWHERE WITHOUT I.D. I THINK YOU HAVE TO ADDRESS THE ISSUE.

22

23 **SUP. MOLINA:** WELL WHAT'S INTERESTING IS THAT I WENT TO TARGET
24 TO RETURN SOMETHING AFTER CHRISTMAS, AND THEY WOULD NOT RETURN
25 IT UNLESS I SHOWED THEM MY I.D., WHICH I SAID, "WHY DO YOU



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1 CARE?" I MEAN, HERE'S MY RECEIPT, YOU KNOW, AND SHE WOULD NOT
2 RETURN ANYTHING UNTIL I SHOWED MY I.D., MY DRIVER'S LICENSE OR
3 SOME FORM OF IDENTIFICATION. ANYWAY, I THOUGHT THAT WAS
4 INTERESTING, I'M SORRY.

5

6 **SUP. BURKE, CHAIR:** I THINK MANY PUBLIC PLACES, YOU HAVE TO
7 HAVE AN I.D. NOW TO GET IN. EVEN THE RACETRACK.

8

9 **SUP. MOLINA:** ANYWAY, I'M SORRY.

10

11 **MIRIAM GALICIA DUARTE:** MY NAME'S MIRIAM GALICIA DUARTE AND I
12 WAS ALSO HERE ABOUT SIX MONTHS AGO TO TESTIFY ON THE
13 ACCEPTANCE OF THE MATRICULA CONSULAR IDENTIFICATION. I'M HERE
14 REPRESENTING WELLS FARGO, ONE OF THE LARGEST FINANCIAL
15 INSTITUTIONS IN THE U.S., AND FOR WELLS FARGO, THE ACCEPTANCE
16 OF THE MATRICULA HAS BEEN ABSOLUTELY SUCCESSFUL FOR US. WE
17 HAVE BEEN ABLE TO ESTABLISH OVER 70,000 NEW ACCOUNTS COMPANY-
18 WIDE IN 23 STATES AND HAVE NOT HAD ANY PROBLEMS. ON THE
19 CONTRARY. I THINK THAT WELLS FARGO, ALONG WITH ALL THE OTHER
20 66 BANKS WHO NOW RECOGNIZE THIS FORM OF IDENTIFICATION HAVE
21 HELPED MANY INDIVIDUALS, GIVEN THE OPPORTUNITY TO MANY OF
22 THESE INDIVIDUALS TO LEAVE THE COSTLY AND RISKY CASH ECONOMY
23 BEHIND AND NOW THEY'RE, YOU KNOW, INTEGRATING, SLOWLY
24 INTEGRATING INTO THE MAINSTREAM OF FINANCIAL SERVICES IN THIS



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1 COUNTRY, SO I THINK IT'S OBVIOUSLY HAS BEEN VERY SUCCESSFUL
2 FOR WELLS FARGO. THANK YOU.

3

4 **SUP. MOLINA:** I THINK THOSE ARE ALL THE SPEAKERS THAT WE HAVE
5 ON THIS ITEM.

6

7 **SUP. BURKE, CHAIR:** ALL RIGHT. I'LL CALL JANICE MAURIZI AND
8 GENEVIEVE CLAVREUL.

9

10 **JANICE MAURIZI:** THANK YOU, MADAM CHAIR, AND MEMBERS OF THE
11 BOARD, THANK YOU FOR GIVING ME THIS OPPORTUNITY TO EXPRESS
12 SOME THOUGHTS THAT I HAVE NOT HEARD EXPRESSED, SOME CONCERNS
13 THAT I HAVE. I AM A DEPUTY DISTRICT ATTORNEY AND A DIRECTOR
14 WITH THE DISTRICT ATTORNEY'S OFFICE, AND AS I HAVE FOLLOWED
15 THE ISSUANCE OF THESE CONSULAR I.D. CARDS, IT HAS OCCURRED TO
16 ME THAT THERE IS A GIANT GAP IN WHAT IT IS THAT WE ARE
17 RESPONDING TO. AS A PROSECUTOR, MY PRIMARY CONCERN IS PUBLIC
18 SAFETY, AND IT IS IN THE INTEREST OF PUBLIC SAFETY THAT I
19 WOULD URGE THIS BOARD NOT TO ACCEPT THE CONSULAR I.D. CARDS.
20 NOW, I CAN'T GIVE YOU SPECIFIC STATISTICS, BUT BECAUSE I HAVE
21 NO ACCESS TO VERIFIABLE STATISTICS, BUT I SUBMIT TO YOU THAT
22 NEITHER CAN YOU, AND THE REASON FOR THAT IS THESE CARDS, AS
23 YOU KNOW, AS HAS BEEN DISCUSSED, ARE ISSUED BY THE MEXICAN
24 CONSULATE. THEY ARE NOT ISSUED BY ANY GOVERNMENTAL OR LAW
25 ENFORCEMENT AGENCY. THERE IS NO VERIFIABLE CRIMINAL DATABASE.



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1 THEY ARE NOT PRINT BASED, AS HAS BEEN POINTED OUT BY
2 SUPERVISOR ANTONOVICH. SO THERE IS NO COMPARISON WITH ANY
3 CRIMINAL DATABASES IN THE COUNTRY OF MEXICO, THERE IS NO
4 COMPARISON WITH ANY CRIMINAL DATABASES IN THIS COUNTRY. WHAT
5 THAT MEANS IS THAT YOU MAY BE ISSUING OR THE MEXICAN CONSULATE
6 MAY BE ISSUING CARDS TO PEOPLE WHO HAVE BEEN DEPORTED ON A
7 NUMBER OF OCCASIONS, TO PEOPLE WHO ARE ON PROBATION OR ON
8 PAROLE OR ARE WANTED ON OUTSTANDING CHARGES, AND WE WOULD
9 NEVER KNOW BECAUSE THERE IS NO WAY TO TAKE A LOOK AT THOSE
10 CARDS, TO TAKE THE PRINTS ON THESE CARDS AND TO VERIFY THAT
11 THIS IS, IN FACT, THE PERSON THAT THEY ARE REPRESENTING
12 THEMSELVES TO BE. SO SINCE THERE IS NO PRINT-BASED SYSTEM,
13 THERE IS NO WAY TO PREVENT A PERSON FROM OBTAINING MORE THAN
14 ONE CARD IN A NUMBER OF ALIASES OR TO PREVENT THAT PERSON FROM
15 OBTAINING A CARD IN SOMEBODY ELSE'S NAME IN ORDER TO
16 FACILITATE ONE OF THE MOST INSIDIOUS AND FASTEST-GROWING
17 CRIMES IN THIS COUNTRY, AND THAT'S IDENTITY THEFT. NOW, I
18 UNDERSTAND THAT IT HAS BEEN ARGUED, IN FACT, INDEED, THIS
19 BOARD RULED THAT NO ADDITIONAL RIGHTS WOULD BE GRANTED TO
20 UNDOCUMENTED ALIENS, BUT I RESPECTFULLY SUGGEST THAT, IN FACT,
21 THEY ARE BEING GIVEN ADDITIONAL RIGHTS, THEY'RE BEING GIVEN A
22 FORM OF LEGITIMACY THAT IS NOT CONTEMPLATED BY THE RULES OF
23 IMMIGRATION AND NATURALIZATION. IF THEY ARE HERE LAWFULLY,
24 THEN THEY SHOULD BE ABLE TO GET PROPER I.D. FROM AMERICAN
25 GOVERNMENTAL AUTHORITIES. NOW, THE MOST BASIC CONSTITUTIONAL



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1 RIGHT FOR ANY -- OR CONSTITUTIONAL DUTY FOR ANY GOVERNMENT IS
2 TO PROVIDE FOR THE COMMON DEFENSE. IF OUR GOVERNMENT CAN'T
3 KEEP US SAFE, THEN ALL OF THE SOCIAL PROGRAMS IN THE WORLD
4 AREN'T GOING TO DO US ANY GOOD. I KNOW THAT THIS BOARD IS VERY
5 FAMILIAR WITH THE MURDER OF DEPUTY DAVID MARCH ON APRIL 29th,
6 2002. IN FACT, THIS BOARD ISSUED A RESOLUTION AND SENT A FIVE-
7 SIGNATURE LETTER TO PRESIDENT BUSH, TO ATTORNEY GENERAL
8 ASHCROFT, TO SECRETARY OF STATE POWELL AND TO EACH MEMBER OF
9 THE UNITED STATES CONGRESS ON JULY 23rd, 2002, DEMANDING THAT
10 OUR OWN GOVERNMENT DO SOMETHING TO ENSURE THAT SUCH FUGITIVES
11 ARE NOT GIVEN SAFE HAVEN IN MEXICO AND TO DEMAND THAT MEXICO
12 EXTRADITE SUSPECTS FACING A LIFE SENTENCE OR THE DEATH PENALTY
13 IN THIS COUNTRY, HOW CAN WE JUSTIFY IGNORING OUR OWN
14 IMMIGRATION AND NATURALIZATION PROCESSES AND GRANT SPECIAL
15 STATUS TO UNDOCUMENTED PERSONS WHILE AT THE SAME TIME MEXICO
16 IS CREATING THIS SAFE HAVEN FOR OUR OWN FUGITIVES. WHAT IS TO
17 STOP A TERRORIST FROM COMING INTO THIS COUNTRY THROUGH MEXICO,
18 OPENING UP A BANK ACCOUNT AND LAUNDERING AL-QAEDA MONEY? NOW
19 THAT MAY SOUND A LITTLE BIT FAR-FETCHED, AND I CAN IMAGINE
20 SOME OF YOU CRINGING AS I SUGGEST THAT, BUT IN A WORLD WHERE
21 PASSENGER AIRLINES ARE USED AS MISSILES AND OUR MILITARY IS
22 MOBILIZING EVEN AS I SPEAK, AND OUR COUNTRY IS PUT ON THE
23 HIGHEST ALERT BECAUSE TERRORISTS MAY HAVE SLIPPED INTO OUR
24 COUNTRY, IT IS NOT AS FAR-FETCHED OR EXTREME AS I SUGGEST. IN
25 FACT, IN THE SPRING OF 1998, A 12-YEAR-OLD LAHABRA BOY WAS



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1 BUTCHERED IT DEATH WITH A MEAT CLEAVER. HE WAS DISMEMBERED, HE
2 WAS ENCASED IN CONCRETE BY AN EGYPTIAN NATIONAL, MR. GOBRIEL,
3 WHO FLED EGYPT AFTER HAVING BEEN ACCUSED OF MOLESTING HIS
4 SEVEN-YEAR-OLD NEPHEW AND STABBING HIM REPEATEDLY. MR. GOBRIEL
5 ENTERED THIS COUNTRY ILLEGALLY FROM MEXICO. DEPUTY DAVID MARCH
6 IS NOT THE ONLY LAW ENFORCEMENT OFFICER WHO HAS BEEN KILLED BY
7 AN UNDOCUMENTED ALIEN. ON OCTOBER 9th OF 1990, LOS ANGELES
8 POLICE OFFICER RUSSELL CUSTER WAS MURDERED BY AN ILLEGAL
9 ALIEN. ON FEBRUARY 11th, 1991 A LOS ANGELES POLICE DEPARTMENT
10 TINA GERBRATH WAS MURDERED BY AN ILLEGAL ALIEN. ON OCTOBER
11 7th, 1999, WASHINGTON STATE TROOPER JAMES ERICK SAUNDERS, JR.
12 WAS GUNNED DOWN BY AN ILLEGAL ALIEN. ON OCTOBER 29th, 1999,
13 SERGEANT RICKIE TIMBROOK OF WINCHESTER, VIRGINIA, WAS SHOT AND
14 KILLED BY AN ILLEGAL ALIEN. ALSO, I ASK YOU TO RECALL ANGEL
15 RESENDIZ, THE SO-CALLED RAILWAY KILLER. HE MURDERED TWELVE
16 INNOCENT AMERICANS WHILE SLIPPING BACK AND FORTH CONSTANTLY
17 ACROSS OUR BORDERS. HOW CAN WE ALLOW ANOTHER COUNTRY TO
18 DETERMINE WHICH UNDOCUMENTED PERSONS ARE TO BE GIVEN THIS
19 SPECIAL FORM OF I.D. WITHOUT COMPLIANCE WITH OUR OWN CLEARLY-
20 ESTABLISHED PROTOCOLS, AND WHY WOULD WE, WITH MEXICO, A
21 COUNTRY WHO'S GIVEN SAFE HAVEN TO OUR MURDERERS? A GOVERNMENT,
22 A RESPONSIBLE GOVERNMENT, I SUGGEST, SIMPLY CAN'T IGNORE THESE
23 FACTS AND CAN'T BYPASS THE PROCESS THAT HAS BEEN SETTING UP BY
24 THE I.N.S. AND TAKE THE CHANCE THAT EVEN ONE MORE AMERICAN BE
25 VICTIMIZED. THAT'S THE PERSPECTIVE THAT I HAVE NOT HEARD IN



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1 THIS ARGUMENT AND I BELIEVE THAT THAT IS THE REASON THAT SUCH
2 AGENCIES AS THE NEW YORK POLICE DEPARTMENT HAVE VERY SERIOUS
3 AND JUSTIFIABLE CONCERNS. THANK YOU.

4

5 **SPEAKER:** GOOD MORNING.

6

7 **SUP. YAROSLAVSKY:** COULD I JUST ASK A QUESTION BEFORE SHE GO
8 ON? IS NEW YORK CITY, HAVE THEY IMPLEMENTED THE -- OR ACCEPTED
9 THE MATRICULA CONSULAR IN NEW YORK CITY?

10

11 **JANICE MAURIZI:** IT'S MY UNDERSTANDING THAT THE POLICE
12 DEPARTMENT OF NEW YORK HAS NOT ACCEPTED THEM AND THEREFORE THE
13 CITY COUNCIL HAS TAKEN NO ACTION. SUPERVISOR ANTONOVICH MAY
14 HAVE MORE INFORMATION ON THAT.

15

16 **SUP. YAROSLAVSKY:** I JUST WANTED A CLARIFICATION.

17

18 **JANICE MAURIZI:** I BELIEVE THAT'S THE CASE.

19

20 **SUP. KNABE:** I THINK THE OTHER ISSUE'S THE CARDS ARE ISSUED
21 HERE RIGHT, IS THAT CORRECT, IN THE CONSULAR OFFICE?

22

23 **JANICE MAURIZI:** YES.

24



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1 **SUP. YAROSLAVSKY:** YOU KNOW, AND IF I CAN JUST TAKE A SECOND, I
2 THINK WHAT YOU'VE HAD TO SAY IS VERY COMPELLING AND VERY
3 POWERFUL, BUT ALL OF THE CASES THAT YOU'VE JUST OUTLINED, I
4 DON'T THINK THERE'S ANYBODY NEEDS TO BE CONVINCED THAT WE HAVE
5 A PROBLEM WITH UNDOCUMENTED IMMIGRATION IN THIS COUNTRY, NOT
6 JUST FROM MEXICO, BUT GENERALLY, AND ALL OF THE -- ALL OF THE
7 INCIDENTS YOU JUST OUTLINED HAPPENED WITHOUT THE MATRICULA
8 CONSULAR. AND THE IMPRESSION YOU GAVE, AND THAT'S WHY I ASKED
9 MR. KNABE, BECAUSE MY IMPRESSION WAS THAT THE CARD IS ISSUED
10 HERE, NOT IN MEXICO. IS THAT CORRECT?

11

12 **JANICE MAURIZI:** I BELIEVE THAT'S CORRECT, THE CARD IS ISSUED
13 HERE BY THE CONSUL.

14

15 **SUP. YAROSLAVSKY:** SO SOMEBODY WHO WANTS TO LAUNDER AL-QAEDA
16 MONEY, YOU KNOW, MAY BE WITH WELLS FARGO, THIS CARD WILL
17 ENABLE THEM TO DO THAT, BUT THERE HAVE BEEN PEOPLE LAUNDERING
18 AL-QAEDA MONEY HERE WITH PHONY U.S. PASSPORTS, WITH PHONY U.S.
19 CALIFORNIA DRIVER'S LICENSES, BUT WE HAVE A PROBLEM WITH
20 FRAUDULENT I.D.s OF OUR OWN HERE, AND THE IMPRESSION YOU LEFT
21 WAS THAT IF THAT THE CARD WOULD ENABLE SOMEBODY TO GET INTO
22 THIS COUNTRY ILLEGALLY.

23



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1 **JANICE MAURIZI:** SIR, THE IMPRESSION THAT I INTENDED TO LEAVE
2 WAS THE SUGGESTION THAT OUR COUNTRY IS DEFERRING TO A FOREIGN
3 GOVERNMENT THE ISSUANCE OF IDENTIFICATION.

4

5 **SUP. YAROSLAVSKY:** OH, I THINK, I THINK THAT'S CLEAR AND I
6 THINK THAT'S A LEGITIMATE ISSUE. AND I MEAN IT'S A LEGITIMATE
7 ISSUE. I CAN'T IMAGINE ANY OTHER COUNTRY DOING THIS, BUT NOT
8 EVERY OTHER COUNTRY HAS THE SAME CIRCUMSTANCES THAT WE HAVE. I
9 MEAN, I DON'T THINK -- DOES MEXICO ALLOW THE U.S. CONSULATE TO
10 ISSUE -- THEY DO? IN MEXICO? WHAT KIND OF CARDS DOES THE U.S.
11 CONSULATE ISSUE?

12

13 **SPEAKER:** [Inaudible].

14

15 **SUP. YAROSLAVSKY:** OF COURSE THEY CAN ISSUE PASSPORTS TO
16 AMERICAN CITIZENS, BUT DO THEY, CAN THEY ISSUE I.D. CARDS TO
17 AMERICANS WHO ARE IN MEXICO ILLEGALLY, IF THEY'RE?

18

19 **SPEAKER:** [Inaudible]

20

21 **SUP. YAROSLAVSKY:** BUT MY QUESTION IS, DOES THE MEXICAN
22 GOVERNMENT RECOGNIZE SOME KIND OF IDENTIFICATION CARD ISSUED
23 BY THE -- I'M NOT AWARE THAT THE AMERICAN CONSULATE OR EMBASSY
24 ISSUES AN I.D. CARD ALONG THESE LINES.

25



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1 **SPEAKER:** [Inaudible]

2

3 **SUP. YAROSLAVSKY:** YEAH, ANYWAY WE'RE GETTING OFF THE SUBJECT A
4 LITTLE BIT. MY POINT TO YOU WAS THAT NOT THE ISSUE -- NOT THE
5 GENERIC ISSUE OF WHETHER WE SHOULD ALLOW A FOREIGN GOVERNMENT
6 TO ISSUE I.D. CARDS WITHIN OUR BORDER, SOVEREIGN BORDERS.
7 THAT'S A LEGITIMATE ISSUE AND IT'S TAKE IT OR LEAVE IT, BUT
8 FROM A LAW ENFORCEMENT POINT OF VIEW, YOU WERE SUGGESTING AND
9 IMPLYING, I THOUGHT, THAT THE ISSUANCE OF THIS CARD WOULD
10 ENABLE PEOPLE TO SNEAK INTO THIS COUNTRY AND DO DAMAGE TO THIS
11 COUNTRY, TERRORISTS, WHEN, IN FACT, THE CARD, THEY'D HAVE TO
12 GET HERE FIRST IN ORDER TO GET THE CARD, BECAUSE THE CARD IS
13 ISSUED HERE IN THE UNITED STATES, HERE IN LOS ANGELES COUNTY,
14 BY THEIR CONSULATE. ONCE THEY'RE HERE, I -- I JUST HAVE A
15 SNEAKING FEELING THAT IF I WAS GOING TO HIJACK A PLANE AND FLY
16 IT INTO THE WORLD TRADE CENTER, THAT THE LESS PEOPLE KNEW WHO
17 I WAS, THE BETTER, I PROBABLY WOULDN'T GO TO MY CONSULATE AND
18 TRY TO GET SOME KIND OF I.D. CARD. I'D PROBABLY GO DOWNTOWN
19 SOMEWHERE HERE AND PAY SOMEBODY 50 BUCKS AND GET AN ILLEGAL
20 PASSPORT OR AN ILLEGAL CALIFORNIA DRIVER'S LICENSE. I DON'T
21 THINK A MATRICULA CONSULAR IS EXACTLY THE I.D. THAT I -- THE
22 I.D. OF PREFERENCE THAT I AS A TERRORIST WOULD WANT TO HAVE
23 HERE IN THE UNITED STATES TO PULL OFF SOME STUNT.

24



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1 **JANICE MAURIZI:** AND I WOULD AGREE WITH YOU, I DON'T THINK THAT
2 THE CARD ITSELF IS GOING TO BE THE MECHANISM THAT A TERRORIST
3 IS GOING TO USE. THE GOVERNMENT OF MEXICO, OF COURSE, IS FREE
4 TO ISSUE IDENTIFICATIONS TO ANYBODY THAT THEY DETERMINE IS --
5 IT WOULD BE APPROPRIATE TO ISSUE THOSE I.D.s. THE ISSUE, THE
6 GREATER ISSUE IS WHY IS OUR GOVERNMENT RECOGNIZING THEM AS
7 LEGITIMATE FORMS OF I.D. WHEN WE HAVE HAD NO CONTROLS OVER THE
8 ISSUANCE AND NO BACKGROUND CHECKS, NO CRIMINAL CHECKS. SO
9 THAT'S THE ISSUE --

10

11 **SUP. YAROSLAVSKY:** YES WELL I THINK THAT'S A LEGITIMATE ISSUE,
12 AND MAYBE WHEN THE PUBLIC HEARING PORTION IS OVER, I'D LIKE
13 THE AMBASSADOR TO COME BACK TO THE CENTER TABLE HERE AND
14 ADDRESS THAT ISSUE OF -- IN EXCHANGE FOR THIS, IS THERE A WAY
15 WE COULD CHECK, DO A CRIMINAL BACKGROUND CHECK OR HAVE THEM DO
16 A CRIMINAL BACKGROUND CHECK TO OUR SATISFACTION TO KNOW THAT
17 THESE CARDS, THAT WE'RE AT LEAST FERRETING OUT SERIOUS
18 CRIMINALS. I CAN'T IMAGINE THAT THE MEXICAN GOVERNMENT WOULD
19 NOT WANT TO COOPERATE WITH US IN THAT REGARD, AND IF THEY DO
20 HAVE A PROBLEM WITH IT, I'D LIKE TO UNDERSTAND WHAT THE
21 RATIONALE FOR SUCH A RETICENCE WOULD BE.

22

23 **JANICE MAURIZI:** JUST VERY QUICKLY, ONE ISSUE IS THAT THE
24 COUNTRY OF MEXICO DOES NOT HAVE THE CRIMINAL DATABASES IN



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1 EXISTENCE THAT WE HAVE HERE. WE CAN'T PROVE MEXICAN PRIOR
2 CONVICTIONS, SO THAT'S PART OF THE PROBLEM.

3

4 **SUP. YAROSLAVSKY:** WELL THEN YOU SHOULD'VE SAID THAT IN THE
5 FIRST PLACE, AND 'CAUSE YOU MADE IT SOUND LIKE THEY HAD THE
6 OPTION AND THEY'VE CHOSEN NOT TO, AND NOW YOU'RE SAYING THEY
7 CAN'T BECAUSE THEY DON'T HAVE THE DATABASES, THAT'S A
8 DIFFERENT STORY.

9

10 **JANICE MAURIZI:** I APOLOGIZE IF I MISLED YOU ON THAT POINT.
11 THOSE DATABASES AS WE KNOW THEM AND AS WE ACCEPT THEM HERE
12 DON'T EXIST IN MEXICO, SO THEY'RE NOT COMPARED TO EITHER.

13

14 **SUP. YAROSLAVSKY:** YOU'RE TELLING ME THAT THE GOVERNMENT OF
15 MEXICO DOESN'T KNOW WHO THEIR WANTED MURDERERS ARE?

16

17 **JANICE MAURIZI:** THEY DON'T HAVE THE SAME CRIMINAL RECORD
18 DATABASES THAT WE RECOGNIZE.

19

20 **SUP. YAROSLAVSKY:** BUT DO THEY WHO THEIR-DO THEY KNOW WHO THEIR
21 WANTED MURDERERS ARE? DO THEY HAVE ANY KIND OF A DATABASE AT
22 ALL?

23

24 **JANICE MAURIZI:** I THINK THAT THEIR DATABASES ARE
25 INDIVIDUALIZED TO DIFFERENT STATES, DIFFERENT CITIES. AS FAR



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1 AS I KNOW, THERE IS NO CENTRALIZED AND NATIONAL DATABASE,
2 AGAIN, COMPARATIVE TO WHAT WE HAVE.

3

4 **SUP. YAROSLAVSKY:** SO WHAT'S YOUR POINT?

5

6 **SUP. MOLINA:** WE HAVE THE SAME PROBLEM HERE.

7

8 **SUP. YAROSLAVSKY:** WELL HANG ON. WHAT'S YOUR POINT?

9

10 **JANICE MAURIZI:** MY POINT, ONCE AGAIN, IS THAT THE MEXICAN
11 GOVERNMENT CAN ISSUE THESE IDENTITIES TO ANYBODY THAT THEY
12 WANT, BUT WE, AS A GOVERNMENTAL AGENCY, SHOULD NOT BE
13 RECOGNIZING THEM, WE SHOULDN'T BE ELEVATING THOSE PEOPLE WITH
14 THOSE I.D.s TO A CERTAIN LEGITIMACY THAT OUR OWN GOVERNMENT,
15 THROUGH THE IMMIGRATION AND NATURALIZATION HASN'T SEEN FIT TO
16 GIVE.

17

18 **SUP. YAROSLAVSKY:** HOW MANY PEOPLE DO YOU -- DOES THE DISTRICT
19 ATTORNEY'S OFFICE BELIEVE HAVE -- ARE WANTED ON SERIOUS FELONY
20 CHARGES, WHO HAVE FLED FROM LOS ANGELES COUNTY SOUTH OF THE
21 BORDER AND ARE NOW HOLED UP SOMEWHERE IN MEXICO?

22

23 **JANICE MAURIZI:** WE BELIEVE THERE ARE ABOUT 60 OF THOSE
24 FUGITIVES.

25



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1 **SUP. YAROSLAVSKY:** 60.

2

3 **JANICE MAURIZI:** YES, FROM LOS ANGELES COUNTY.

4

5 **SUP. YAROSLAVSKY:** SO, IF THE -- FROM LOS ANGELES COUNTY, SO
6 THE WORST-CASE SCENARIO FROM THE LOS ANGELES COUNTY
7 PERSPECTIVE IS THAT IF ALL 60 OF THESE PEOPLE WERE TO GET OVER
8 THE BORDER, AND GET THEY'RE LITTLE MATRICULA CONSULAR CARD,
9 AND THAT 60 PEOPLE WOULD BE GAMING THE SYSTEM. HOW MANY PEOPLE
10 ARE WE TALKING ABOUT WHO MIGHT -- HOW MANY CARDS HAVE YOU
11 ISSUED SO FAR?

12

13 **SPEAKER:** [Inaudible].

14

15 **JANICE MAURIZI:** IF I COULD JUST RESPOND TO THAT --

16

17 **SUP. YAROSLAVSKY:** DO YOU SEE ANY VALUE AT ALL IN THE CITY, IN
18 THE COUNTY HAVING SOME FORM OF IDENTIFICATION LIKE THIS SO
19 THAT THEY CAN ADDRESS SOME OF THE HUMAN ISSUES, THE HUMAN
20 SERVICE ISSUES THAT LEGITIMATELY COME UP IN THESE COMMUNITIES?

21

22 **JANICE MAURIZI:** I THINK THAT THERE IS ALREADY A MECHANISM IN
23 PLACE THROUGH IMMIGRATION AND NATURALIZATION TO ISSUE I.D.s TO
24 THOSE WHO ARE PROPERLY HERE. BUT BACK TO YOUR PREVIOUS POINT,
25 BECAUSE THESE CARDS ARE NOT PRINT-BASED, THERE IS NOTHING TO



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1 STOP ONE OF OUR 60 FUGITIVES OR ANYBODY ELSE FROM COMING BACK
2 IN HERE PRESENTING IDENTIFICATION IN SOME OTHER NAME AND
3 COMING INTO THIS COUNTRY. THAT THAT IS ONE OF THE MOST SERIOUS
4 ISSUES, THAT WHEN THEY'RE NOT PRINT-BASED, WE REALLY NEVER
5 KNOW WHO IS BEING ISSUED THESE I.D.s.

6

7 **SUP. YAROSLAVSKY:** BUT THE MATRICULA CONSULAR DOES NOT ENABLE
8 SOMEBODY TO GET INTO THE COUNTRY, DOES IT?

9

10 **JANICE MAURIZI:** NO, I UNDERSTAND THAT IT DOES NOT.

11

12 **SUP. YAROSLAVSKY:** BUT YOU JUST SAID THAT. YOU KEEP SAYING
13 THINGS, I DON'T WANT TO PUT YOU ON THE SPOT, BUT YOU KEEP
14 SAYING THINGS AND I THINK YOU'RE KIND OF OVERREACHING IN
15 TRYING TO MAKE YOUR ARGUMENT, BUT YOU SHOULD KIND OF STICK TO
16 THE FACTS. THE CARD CANNOT BE USED TO GET INTO THE COUNTRY.
17 THE I.N.S. DOESN'T RECOGNIZE IT, DOES IT? IF SOMEBODY --
18 SOMEBODY WHO'S NOT HERE LEGALLY COMES INTO L.A.X. AND TRIES TO
19 CLEAR IMMIGRATION AT THE TOM BRADLEY TERMINAL AND PRESENTS A
20 MATRICULA CONSULAR, WHAT'S GOING TO HAPPEN TO THEM? THEY'RE
21 GOING TO GET PULLED OUT OF LINE, AREN'T THEY? OKAY.

22

23 **JANICE MAURIZI:** I DON'T HAVE ANY EXPERIENCE WITH THAT. I WOULD
24 IMAGINE YOU'RE RIGHT, CERTAINLY.

25



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1 **SUP. YAROSLAVSKY:** WELL, THE I.N.S. DOES NOT RECOGNIZE THE
2 CARD, DOES IT?

3

4 **JANICE MAURIZI:** NOT TO MY KNOWLEDGE.

5

6 **SUP. YAROSLAVSKY:** OKAY, NOT TO MY KNOWLEDGE, EITHER. SO OKAY
7 ANYWAY.

8

9 **JANICE MAURIZI:** THANK YOU.

10

11 **GENEVIEVE CLAVREUL:** GENEVIEVE CLAVREUL, GOOD MORNING. I AM
12 VERY CONCERNED ABOUT THE KIND OF ACCEPTANCE OF AN I.D. CARD
13 WITHOUT PRINT, FINGERPRINTING, AND I THINK THAT'S A VERY
14 IMPORTANT ISSUE. ONE OF YOUR STATEMENTS SAYS, YOU KNOW, WE
15 WOULD ACCEPT YOU THE SAME WAY WE ACCEPT OTHER CONSULARY CARD.
16 WELL, YOU KNOW, I AM FROM FRANCE AND I CAME HERE AS AN
17 IMMIGRANT. IN ORDER TO GET A FRENCH CONSULARY CARD, YOU MUST
18 PROVE THAT YOU HAVE ENTERED THE UNITED STATES LEGALLY, YOU ARE
19 HERE LEGALLY, YOU HAVE A PASSPORT AND SO ON, AND SO YOU ARE
20 FINGERPRINTED. SO YOU ARE COMPARING APPLE AND ORANGES HERE. AS
21 A CONSULARY CARD DO NOT HAVE THE SAME WEIGHT. YOU CANNOT GET A
22 FRENCH OR GERMAN OR ITALIAN CONSULARY CARD IF YOU HAVE NOT
23 ENTERED THIS COUNTRY LEGALLY. SO WE'RE TALKING ABOUT, YOU
24 KNOW, TWO DIFFERENT THINGS. AND THE MAIN ISSUE I WANT TO POINT
25 OUT IS THAT, WITHOUT FINGERPRINTING, IT'S ALMOST IMPOSSIBLE TO



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1 IDENTIFY, YOU KNOW, WHO IS HERE AND GET A CARD. YOU KNOW, YOU
2 HAVE THOUSANDS OF FLORA'S, YOU HAVE THOUSANDS OF MOLINA, I
3 MEAN EVERYTHING, HOW ARE YOU GOING TO DECIDE WHICH ONE IS THE
4 ONE WHO IS APPLYING FOR THE CARDS. SO I WILL HIGHLY RECOMMEND
5 THAT BEFORE YOU APPROVE A BLANKET STATEMENT TO USE THAT
6 CONSULARY I.D. CARD HERE YOU LOOK AT ALL THE CONSEQUENCES TO
7 MAKE THEM ACCEPTANCE. AND MAYBE, YOU KNOW, AS MR. YAROSLAVSKY
8 SAID, YOU DON'T NEED THAT CARD TO ENTER THE U.S., BUT YOU
9 COULD HAVE PEOPLE WHO ENTER THE U.S. ILLEGALLY, AND, YOU KNOW,
10 WHEN YOU DRIVE TO MEXICO AND WORRY SO, YOU KNOW, WHATEVER, IT
11 IS EASY TO COME THROUGH AND YOU ARE NOT CHECKED. YOU CAN HAVE
12 PEOPLE COME, APPLY FOR A CONSULARY I.D. CARD AND, YOU KNOW,
13 BECOME LEGITIMATE HERE. SO I THINK YOU NEED TO LOOK AT THOSE
14 ISSUES BEFORE YOU SAID OKAY. THANK YOU FOR YOUR ATTENTION.

15

16 **SUP. BURKE, CHAIR:** ANY OTHER COMMENTS?

17

18 **SUP. ANTONOVICH:** I HAVE QUESTIONS FOR THE C.A.O., THE SHERIFF.

19

20 **SUP. BURKE, CHAIR:** COULD WE ASK THE AMBASSADOR TO COME BACK
21 UP? YOU KNOW, WHILE THE D.A. IS HERE ONE OF THE QUESTIONS I'D
22 LIKE TO ASK THE AMBASSADOR IS HOW DIFFICULT IT WOULD BE TO --
23 AND I SUPPOSE THIS HAS TO BE DONE NATIONALLY TO HAVE
24 FINGERPRINTS ON THE CARD, TO HAVE FINGERPRINTS ON THE CARD,



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1 WOULD THAT TAKE A LOT OF WORK -- IT WOULD TAKE A NATIONAL
2 DETERMINATION. RIGHT?

3

4 **MARTHA LARA:** WELL, AS I MENTIONED DURING MY FIRST
5 INTERVENTION, MY GOVERNMENT IS WORKING WITH THE STATE
6 DEPARTMENT OF THE UNITED STATES AND OUR OFFICIALS WILL BE
7 MEETING WITH HOMELAND SECURITY. SO I DON'T KNOW HOW THIS IS
8 GOING TO EVOLVE, BUT IF WE EVER HAVE AN INSTRUCTION FROM OUR
9 GOVERNMENT TO INCLUDE FINGERPRINTS ON THE MATRICULAS, WE WOULD
10 CERTAINLY DO SO, BUT IT IS BEING TREATED WITHIN THE FEDERAL
11 LEVELS BETWEEN BOTH COUNTRIES. AND I DO WANT TO MENTION THAT
12 I'M AT A LANGUAGE DISADVANTAGE IF WE ARE GOING TO GO INTO VERY
13 TECHNICAL --

14

15 **SUP. BURKE, CHAIR:** YOU'RE DOING VERY, VERY WELL, AMBASSADOR. [
16 Light Laughter]

17

18 **MARTHA LARA:** BUT I STILL HAVE A DISADVANTAGE THERE.

19

20 **SUP. YAROSLAVSKY:** SAYING THAT YOU'RE AT A LANGUAGE
21 DISADVANTAGE AFTER LISTENING TO YOU IS NOT A CREDIBLE
22 ARGUMENT. [Light Laughter].

23

24 **SUP. BURKE, CHAIR:** DID YOU HAVE A QUESTION?

25



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1 **SUP. YAROSLAVSKY:** I DID. I'M INTERESTED IN THE ISSUE OF THE
2 CRIMINAL IDENTIFICATION. THERE MUST BE A WAY THAT THE MEXICAN
3 GOVERNMENT CAN IDENTIFY THROUGH FROM SOME MASTER LIST PEOPLE
4 WHO ARE FUGITIVES OR WHO ARE WANTED FOR SERIOUS -- WHAT WE
5 WOULD CALL SERIOUS FELONIOUS CRIMES. IS THERE SUCH A MASTER
6 LIST WITH THE MEXICAN LAW ENFORCEMENT?

7

8 **MARTHA LARA:** YES THERE'S THE ATTORNEY, THE ATTORNEY GENERAL'S
9 OFFICE HAS --

10

11 **SUP. YAROSLAVSKY:** THE MEXICAN ATTORNEY GENERAL'S OFFICE?

12

13 **MARTHA LARA:** MEXICAN ATTORNEY GENERAL'S OFFICE, AND I WILL
14 REMIND THOSE HERE THAT WE HAVE A REPRESENTATIVE OF THE MEXICAN
15 ATTORNEY GENERAL'S OFFICE IN LOS ANGELES AND WHO WORKS VERY,
16 VERY CLOSELY AND IS HIGHLY REGARDED WITH THE LAW ENFORCEMENT
17 AUTHORITIES HERE. SO WE HAVE ALWAYS OFFERED THAT IN THE
18 MEANTIME, IF ANY PERSON'S NAME COMES UP THAT THEY WOULD WANT
19 TO HAVE CHECKED, THIS WOULD BE EITHER L.A.P.D. OR THE
20 SHERIFF'S DEPARTMENT, WE CAN CHECK THROUGH THE ATTORNEY
21 GENERAL'S OFFICE TO FIND OUT IF, IN MEXICO, HE IS WANTED FOR
22 SOMETHING.

23



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1 **SUP. YAROSLAVSKY:** WELL WHEN YOU ISSUE THE CARD HERE, DO YOU
2 CHECK TO DETERMINE WHETHER THE PERSON SEEKING THE CARD IS A
3 WANTED CRIMINAL IN YOUR COUNTRY?

4

5 **MARTHA LARA:** NO, SIR, NO, SIR, WE DO NOT.

6

7 **SUP. YAROSLAVSKY:** WHY WOULDN'T YOU DO THAT?

8

9 **MARTHA LARA:** BECAUSE IT IS NOT WITHIN WHAT THE INSTRUCTIONS
10 FROM OUR FEDERAL GOVERNMENT HAVE BEEN SENT.

11

12 **SUP. YAROSLAVSKY:** WELL --

13

14 **MARTHA LARA:** SO SINCE WE ISSUE --

15

16 **SUP. YAROSLAVSKY:** WITH ALL DUE RESPECT, REGARDLESS OF WHAT
17 YOUR FEDERAL GOVERNMENT HAS INSTRUCTED YOU, THOSE INSTRUCTIONS
18 COULD BE MODIFIED.

19

20 **MARTHA LARA:** YES, YES, ABSOLUTELY.

21

22 **SUP. YAROSLAVSKY:** WHY WOULDN'T YOU AND YOUR GOVERNMENT DEVELOP
23 A PROCESS THROUGH WHICH, BEFORE THE ISSUANCE OF ONE OF THESE
24 CARDS IS MADE, THAT YOU WOULD RUN A CHECK ON WHATEVER DATABASE
25 YOU HAVE TO DETERMINE WHETHER THAT INDIVIDUAL IS WANTED FOR A



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1 CRIME EITHER IN YOUR COUNTRY, I WOULD IMAGINE YOU'D BE
2 INTERESTED IF THERE WAS A BANK ROBBER IN MEXICO CITY WHO HAS
3 FOUND HIS WAY TO LOS ANGELES AND NOW COMES TO YOUR CONSULATE
4 AND WANTS TO GET A CARD, YOU'D WANT TO KNOW IT, WOULD YOU NOT?

5

6 **MARTHA LARA:** ABSOLUTELY WE WOULD WANT TO KNOW IT, YES SIR.

7

8 **SUP. YAROSLAVSKY:** AND SIMILARLY, WE'D LIKE TO KNOW IF THERE'S
9 SOMEBODY WHO'S HERE WHO COMES TO YOUR CONSULATE WHO IS WANTED
10 FOR MURDERING A DEPUTY SHERIFF OR A POLICE OFFICER --

11

12 **MARTHA LARA:** HE WOULD NOT BE COMING, HE WOULD NOT BE COMING TO
13 OUR CONSULATE SIR, HE WOULD BE A FUGITIVE AND HE WOULD BE --

14

15 **SUP. YAROSLAVSKY:** PROBABLY NOT, I AGREE WITH THAT, BUT ON THE
16 --

17

18 **MARTHA LARA:** THEY WOULD BE LOOKING FOR HIM, THE AUTHORITIES
19 AND THEY HAVE THE RESPONSIBILITY TO CATCH HIM.

20

21 **SUP. YAROSLAVSKY:** BUT IF HE BELIEVES THAT HE CAN COME TO YOUR
22 CONSULATE AND GET A CARD WITHOUT BEING CHECKED THEN HE'S MORE
23 LIKELY TO GET THAT CARD.

24



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1 **MARTHA LARA:** WE'RE WORKING ON A BONAFAIDE BASIS. WE FEEL THAT
2 THE MAJORITY OF OUR PEOPLE ARE LAW-ABIDING, AND SO FAR WE HAVE
3 NOT BEEN REQUESTED BY THE FEDERAL GOVERNMENT, MEXICAN FEDERAL
4 GOVERNMENT, TO DO THIS TYPE OF A CRIMINAL BACKGROUND CHECK.
5 HOWEVER, AS CONVERSATIONS BETWEEN BOTH COUNTRIES ADVANCE AND
6 THIS EVOLVES, I CANNOT HAVE ANY IDEA OF WHAT IT WILL FINALLY
7 TURN INTO--

8

9 **SUP. YAROSLAVSKY:** OKAY WELL I WOULD SUGGEST, MADAM CHAIR, THAT
10 -- I DON'T KNOW WHAT THE NATURE OF THE ACTION THAT WE'RE GOING
11 TO TAKE TODAY IS. I CERTAINLY WANT TO SUPPORT THE EFFORT TO
12 KEEP THIS GOING ON A RENEWED PILOT BASIS, IF THAT'S WHAT WE'RE
13 GOING TO CALL IT, OR HOWEVER YOU WANT TO PHRASE IT, BUT I
14 WOULD LIKE IT AT THE NEXT JUNCTURE, WHETHER IT'S SIX MONTHS OR
15 A YEAR, WHATEVER THAT JUNCTURE IS, THAT WE ASK THE AMBASSADOR
16 TO CONSULT WITH HER GOVERNMENT ABOUT SOME METHODOLOGY THROUGH
17 WHICH A CRIMINAL BACKGROUND CHECK ON SERIOUS CRIMES THROUGH
18 THEIR DATABASE AND WE COULD ASSIST, I'M SURE THE DISTRICT
19 ATTORNEY'S OFFICE WOULD BE MORE THAN HAPPY TO ASSIST, SO THAT
20 -- I UNDERSTAND YOU DON'T HAVE INSTRUCTIONS NOW IN THAT
21 REGARD, BUT BETWEEN NOW AND THE NEXT TIME WE REVIEW THIS, THAT
22 PERHAPS YOU CAN GET SOME KIND OF A SYSTEM SET UP, AND WOULD
23 THE DISTRICT ATTORNEY'S OFFICE BE WILLING TO WORK WITH THE
24 AMBASSADOR AND THE MEXICAN GOVERNMENT IN THIS REGARD TO TRY TO
25 HELP THEM?



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1

2 **JANICE MAURIZI:** ABSOLUTELY, AND IF I JUST COULD FOR ONE
3 MINUTE, IN ORDER TO BE TRULY EFFECTIVE, THE CRIMINAL
4 BACKGROUND CHECK HAS TO BE PRINT-BASED. PEOPLE CAN COME IN AND
5 PRESENT FALSE I.D. IT'S ONLY THE PRINT BASIS THAT'S GOING TO
6 BE VERIFIABLE AND I WOULD SUGGEST.

7

8 **SUP. YAROSLAVSKY:** WHAT DO YOU MEAN BY PRINT BASED?

9

10 **JANICE MAURIZI:** THAT THERE IS A FINGERPRINT.

11

12 **SUP. YAROSLAVSKY:** OH, A FINGERPRINT, OKAY.

13

14 **JANICE MAURIZI:** AND THE FINGERPRINT IS COMPARED WITH THE
15 FINGERPRINTS OF EVERYBODY ELSE IN THEIR SYSTEM. I THINK TO BE
16 COMPLETE AND TO ENSURE PUBLIC SAFETY, THAT FINGERPRINT MUST BE
17 COMPARED WITH BOTH THE CRIMINAL DATABASES IN MEXICO AND IN OUR
18 COUNTRY AND WITH THE I.N.S. BEFORE THE CARDS ARE ISSUED, AND
19 THAT'S SOMETHING THAT SHOULD BE ACCOMPLISHED.

20

21 **SUP. YAROSLAVSKY:** THIS SHOULD NOT BE DIFFICULT, BECAUSE, AS
22 MS. MOLINA AND I BOTH KNOW, WE WERE BOTH OBSERVERS IN THE
23 ELECTION A COUPLE OF YEARS AGO IN MEXICO, EVERY REGISITERED
24 VOTER IN MEXICO HAS HIS FINGER- PRINT ON HIS VOTER



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1 REGISTRATION CARD AND HIS PICTURE, SO I WOULD IMAGINE THAT YOU
2 HAVE, I DON'T KNOW IF IT'S COMPUTERIZED.

3

4 **MARTHA LARA:** YES SIR WE WILL HAVE, THE INFORMATION THAT I HAVE
5 FROM MY GOVERNMENT IS THAT WITHIN -- I CAN GIVE YOU THE
6 PRECISE TIME IF I CHECK THIS, WE WILL HAVE THE CONSULATE'S
7 DATABASE FOR MATRICULAS CONNECTED TO THE FEDERAL ELECTORAL
8 INSTITUTE DATABASE, WHICH IS THE LARGEST IN MEXICO. OVER 80%
9 OF THE MEXICANS ARE IN THAT DATABASE, AND WE WILL BE CONNECTED
10 TO IT IN OTHER -- IN ORDER TO BE ABLE TO MAKE THESE TYPES OF
11 CHECKS IN THE FUTURE. I DO NOT THINK IT IS MORE THAN A SIX
12 MONTHS' PERIOD AWAY, SO WE WILL BE CONNECTED TO THAT WITHIN
13 ABOUT SIX MONTHS.

14

15 **SUP. YAROSLAVSKY:** OKAY, ALL RIGHT. WELL, MADAM CHAIR, I'M
16 GOING TO STOP, BUT I DO THINK THAT WHATEVER IS APPROVED TODAY,
17 THAT WE SHOULD, AT THE NEXT THRESHOLD, WHATEVER THAT'S GOING
18 TO BE, SIX OR TWELVE MONTHS, THAT WE ASK THAT THERE BE A
19 REPORT BACK FROM THE AMBASSADOR AND OUR LAW ENFORCEMENT
20 PERSONNEL, ASK THEM TO COMMUNICATE IN THE INTERIM, IN THE
21 INTERVENING PERIOD SO THAT WE CAN TRY TO DEVELOP A SYSTEM OF
22 CRIMINAL BACKGROUND CHECKS BEFORE THE CARD IS ISSUED, IF THAT
23 CAN BE DONE IN A LOGICAL AND EFFECTIVE WAY. IT MAY NOT BE
24 POSSIBLE, BUT IF IT IS POSSIBLE, IT OUGHT TO BE DONE AND WE
25 OUGHT TO GET A REPORT ON THAT.



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1
2 **SUP. MOLINA:** MADAM CHAIR? WELL, I'M NOT SURE BECAUSE I'M NOT
3 SURE EXACTLY WHAT IT MEANS. I WANT US TO UNDERSTAND CLEARLY
4 WHAT WE'RE TRYING TO DO HERE. WHAT WE ARE TRYING TO DO IS, WE
5 HAVE A FOREIGN GOVERNMENT WHO HAS COME TO US AND SAID WE HAVE
6 ISSUED THESE I.D. CARDS. THESE I.D. CARDS ARE WHAT THEY HAVE
7 ISSUED -- AGAIN, WE CAN'T DICTATE TO A GOVERNMENT -- WE CAN'T
8 EVEN DICTATE TO OUR OWN GOVERNMENT AS TO HOW TO DEAL WITH
9 ILLEGAL IMMIGRATION OR MIGRATION. OUR CONCERN AND OUR INTEREST
10 HERE, AND THAT'S WHY I'M JUST STATING THESE CONCERNS, I THINK
11 WE SHOULD DO ALL THAT WE CAN TO HAVE BOTH GOVERNMENTS FUNCTION
12 WITH ONE ANOTHER TO CATCH ALL CRIMINALS THAT CROSS THESE
13 BORDERS, WHETHER THEY COME THROUGH MEXICAN BORDERS, CANADIAN
14 BORDERS, OR EUROPEAN BORDERS, WHATEVER, WE SHOULD DO THAT, AND
15 I THINK IF YOU'RE IMPOSING A CRIMINAL BACKGROUND CHECK FOR
16 EVERY I.D. THAT IS ISSUED BY EVERY FOREIGN GOVERNMENT, I JUST
17 WANT US TO -- HOW ARE WE OPERATING ON THIS? IS THIS JUST
18 EXCLUSIVELY 'CAUSE NOW THIS GOVERNMENT HAS COME TO US AND
19 SAID, THERE ARE MANY PEOPLE HERE, WE ALL KNOW THE STATISTICS
20 AND THE NUMBERS OF MANY OF THE PEOPLE HERE THAT ARE MEXICAN
21 NATIONALS. ARE THEY ENTITLED TO USE OUR LIBRARIES? ARE THEY
22 ENTITLED TO ENROLL THEIR CHILDREN IN A LITTLE LEAGUE? ARE THEY
23 ENTITLED TO RETURN PRODUCTS AT TARGET? WHAT THEY NEED IS AN
24 I.D. CARD, AND THAT'S THE SIMPLICITY OF THIS ISSUE. ALL WE ARE
25 SAYING IS THAT WE HAVE BUSINESSES LIKE BANKS WHO ARE ACCEPTING



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1 THIS AS AN IDENTIFICATION CARD. ALL IT STATES IS THAT THIS IS
2 THE INDIVIDUAL WHO PRESENTS THEMSELVES AND THIS IS THE
3 IDENTIFICATION THAT THEY HAVE USED WHICH WOULD FACILITATE FOR
4 THE BANK, FOR THE LIBRARY, OR ANY COUNTY TO NOW IMPLEMENT IN
5 ITS DATABASE, WE HAVE THIS INDIVIDUAL UTILIZING THESE
6 SERVICES. I DON'T THINK IT SAYS ANYTHING ELSE OTHER THAN THAT,
7 AND THAT'S WHAT I'M CONCERNED ABOUT. I THINK THE DISTRICT
8 ATTORNEY LOADED THIS THING UP WITH EVERYTHING THEY COULD FIND,
9 AND I THINK IT'S UNFORTUNATE IN THAT REGARD. THERE IS NO DOUBT
10 THAT THERE IS AN EGYPTIAN WHO CAME THROUGH THE MEXICAN BORDER
11 WHO KILLED SOMEBODY AND ENCASED HIM IN CEMENT, FOR THE HIGH
12 DRAMA THAT YOU WANT, I WILL REPEAT IT FOR YOU, BUT THE REALITY
13 IS, IS THERE ARE HUNDREDS OF THOUSANDS OF MEXICAN NATIONALS IN
14 THE COUNTY OF LOS ANGELES WHO, BY THE WAY, NOT ONLY PAY STATE
15 TAXES, SALES TAXES, PROPERTY TAXES, AS THEY'RE ENTITLED TO OWN
16 LAND AS WELL, AND WHO UTILIZE SERVICES EVERY DAY. WE WANT TO
17 FACILITATE THE PROCESS OF IDENTIFICATION. THE L.A.P.D., THE
18 SHERIFF, UNDERSTANDS CLEARLY, WHEN THEY PULL OVER SOMEONE AND
19 THEY'VE RUN A RED LIGHT, THAT PERSON MUST GET A TICKET, A
20 CITATION. IF THEY HAVE NO IDENTIFICATION, THEY HAVE TO TAKE
21 THEM TO THE LOCAL POLICE STATION AND HOLD THEM UP OR DO
22 WHATEVER THEY HAVE TO DO IN ORDER TO GET THEM CITED. IF YOU
23 HAVE AN I.D. CARD AND YOU HAVE AN ADDRESS THAT'S ASSOCIATE,
24 YOU CAN GIVE THEM THAT CITATION. AGAIN, WHETHER THEY'RE GOING
25 TO SHOW UP IS NO DIFFERENT WHETHER I'M GOING TO SHOW UP AS TO



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1 WHETHER THEY'VE GIVEN ME A CITATION. SO WE WANT TO UNDERSTAND
2 THE SIMPLICITY OF THE USE HERE. SO I DON'T WANT TO CONFUSE IT
3 ALL. I THINK THAT WHAT WE HAVE SEEN IF YOU LOOK AT THE REPORT
4 THAT THE C.A.O. HAS REPORTED ON THE PILOT PROGRAM THAT WAS
5 DONE, WE HAD A VERY, VERY COOPERATIVE RELATIONSHIP WITH OUR
6 COUNTY DEPARTMENTS IN THE UTILIZATION OF THIS IDENTIFICATION
7 CARD. THERE WERE SOME CONCERNS IN WHICH YOU WOULD HAVE
8 D.P.S.S. THAT COULD NOT USE THIS I.D. CARD AND SAY, OH, YES,
9 YOU'RE QUALIFIED FOR FOOD STAMPS. THEY'RE NOT GOING TO ACCEPT
10 THAT, AND THAT IS NOT ITS PURPOSE HERE AT ALL, BUT FOR THOSE
11 SERVICES, JOINING THE LITTLE LEAGUE, YOU KNOW, GETTING A
12 LIBRARY CARD, REPORTING A CRIME, REPORTING A FIRE, ON THOSE
13 INSTANCES THIS IS AN ACCEPTABLE IDENTIFICATION CARD THAT MAY
14 BE UTILIZED, SO I WANT US TO BE CAREFUL. MR. KNABE ASKED THAT
15 WE DO A REVIEW AFTER A YEAR. I THINK THAT'S VERY EFFECTIVE. I
16 THINK IT WORKS BOTH WAYS, NOT ONLY FOR US, BUT I ALSO THINK
17 FOR THE MEXICAN GOVERNMENT AS TO HOW THIS CARD HAS BEEN
18 UTILIZED AND WHETHER IN FACT IT'S FUNCTIONAL OR NOT FUNCTIONAL
19 AND WHAT COULD BE BETTER. I THINK WHAT MR. YAROSLAVSKY HAS
20 ASKED, AGAIN, A REVIEW AFTER ONE YEAR ON ALL ASPECTS OF IT
21 WOULD BE WORTHWHILE AS WELL. I'M JUST NOT SURE WHAT WE'RE
22 LOADING ON HERE WITH SOMETHING AS SIMPLE AS IDENTIFICATION
23 CARD. OUR OWN IDENTIFICATION CARD RIGHT NOW, WHEN WE GO AND
24 GET A DRIVER'S LICENSE, DOES NOT REQUIRE A CRIMINAL BACKGROUND
25 CHECK.



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1

2 **SUP. YAROSLAVSKY:** IT REQUIRES SOME CHECKS.

3

4 **SUP. MOLINA:** IT REQUIRES YOUR BAPTISMAL, I MEAN YOUR BIRTH
5 CERTIFICATE.

6

7 **SUP. YAROSLAVSKY:** YEAH, AND IF YOU HAVE ANY OUTSTANDING TICKET
8 VIOLATIONS, THEY NAIL YOU, SO THERE ARE SOME CHECKS THAT ARE
9 MADE. LOOK, I'M NOT TRYING TO LOAD ANYTHING ON. AS PART OF THE
10 REVIEW PROCESS, I JUST WANT THIS ISSUE ADDRESSED, BECAUSE IT
11 MAY BE POSSIBLE, IT'S EASILY ADDRESSED. IF IT'S NOT, WE OUGHT
12 TO KNOW THAT TOO.

13

14 **SUP. MOLINA:** WELL AND AGAIN I THINK THAT THAT IS SOMETHING
15 THAT CAN BE ADDRESSED WITH THE MEXICAN GOVERNMENT, THE
16 DISTRICT ATTORNEY, THE SHERIFF, ANY OF THEM, I THINK THAT THE
17 GOVERNMENT IS WILLING TO COOPERATE IN TRYING TO FIND OUT WHAT
18 THE SITUATION IS, BUT IF WE'RE CREATING A DICTATE THAT ALL
19 CONSUL-GENERALS MUST NOW PROVIDE A BACKGROUND CHECK OF ALL OF
20 ITS EMPLOYEES -- OF ALL OF ITS PEOPLE WHO ARE HERE, THAT IS,
21 YOU KNOW, I DON'T KNOW THAT WE ARE DOING THAT.

22

23 **SUP. YAROSLAVSKY:** YEAH, I DON'T THINK -- WE'RE NOT IN A
24 POSITION AS YOU SAID TO DICTATE ANYTHING. WHAT WE ARE IN A
25 POSITION TO DO IS TO ASK THEM TO CONSIDER --



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1

2 **SUP. MOLINA:** COOPERATIVELY I THINK THAT'S WHAT THE AMBASSADOR
3 HAS OFFERED.

4

5 **SUP. YAROSLAVSKY:** AND THE AMBASSADOR HAS INDICATED A
6 WILLINGNESS TO LOOK AT THIS, SO IT'S WORTH LOOKING AT.

7

8 **SUP. MOLINA:** RIGHT. I THINK IT IS. AND SO THE REVIEW, AFTER
9 ONE YEAR, I THINK WILL BE HELPFUL, AS I SAID, NOT ONLY TO US,
10 BUT ALSO TO THE MEXICAN GOVERNMENT AS WELL, AND I CERTAINLY
11 WOULD LIKE TO AMEND, AS WE IMPLEMENT THIS, THAT WE WOULD HAVE
12 A ONE-YEAR REVIEW OR REPORT THAT WOULD COME BACK TO US, AND I
13 THINK THAT'S SOMETHING YOU PROBABLY COULD CARRY OUT, RIGHT
14 DAVID?

15

16 **SUP. KNABE:** MADAM CHAIR, JUST ONE FOLLOW-UP THING. I WOULD
17 THINK, THOUGH, THAT IN THE MEANTIME OF THE YEAR REVIEW, AS THE
18 AMBASSADOR INDICATED, THEIR ONE DATABASE IS ON-LINE WITHIN A
19 PERIOD OF TIME WHETHER IT BE THREE MONTHS, SIX MONTHS, THAT WE
20 GET THAT INFORMATION AS WELL SO THAT WE CAN CONTINUALLY UPDATE
21 IT AS TO WHAT THEY'RE DOING TO IMPROVE THE SECURITY OF.

22

23 **SUP. MOLINA:** THERE'S NO DOUBT, I'M SURE SHE'D BE MORE THAN
24 HAPPY TO SHARE THAT INFORMATION OR UPDATES WITH US.

25



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1 **MARTHA LARA:** YES OF COURSE.

2

3 **SUP. BURKE, CHAIR:** ALL RIGHT, SO MOVED AND SECONDED AS
4 AMENDED, WITHOUT --

5

6 **SUP. ANTONOVICH:** LET ME JUST SAY, YOU KNOW, YOU HAVE A
7 LOOPHOLE THAT YOU CAN DRIVE A TRAIN, TRUCK, AUTOMOBILE
8 THROUGH. YOU DON'T HAVE VERIFICATION BY YOUR FINGERPRINTS, YOU
9 ARE RECOGNIZING THOSE THAT ARE HERE WHO HAVE NOT GONE THROUGH
10 A LEGAL PROCESS, AND THAT'S PANDORA'S BOX. THERE HAS TO BE A
11 CONTROL. IF MEXICO WOULD ISSUE HER CITIZENS A PASSPORT, THEY
12 WOULD HAVE AN IDENTIFICATION. AS FAR AS I KNOW, THEY DON'T
13 HAVE A PASSPORT, THEY DON'T HAVE A VISA FROM THE UNITED STATES
14 GOVERNMENT, AND YOU'RE HAVING A GROUP OF PEOPLE, NO CRIMINAL
15 BACKGROUND INVESTIGATION, NO FINGERPRINT VERIFICATION, BEING
16 GIVEN A PSEUDO IDENTIFICATION CARD THAT'S GOING TO ENTITLE
17 THEM TO SERVICES THAT ARE ONLY ENTITLED FOR THOSE WHO ARE HERE
18 WHO'VE GONE THROUGH A LEGAL PROCESS --

19

20 **SUP. BURKE, CHAIR:** THAT'S NOT TRUE

21

22 **SUP. ANTONOVICH:** AND IF YOU'RE GOING TO HAVE A LEGAL PROCESS
23 OF LAW, THEN WE HAVE TO ENSURE THAT THE FEDERAL PROCESS, THE
24 INTEGRITY OF THE PROCESS IS GOING TO BE ADHERED TO, AND RIGHT
25 NOW, THIS PROPOSAL DOES NOT DO THAT. IN LIGHT OF THE SERIOUS



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1 PROBLEMS WE'VE HAD NOW IN SECURITY, IT'S REALLY DROPPING OUR
2 DEFENSES BY ALLOWING THESE TYPES OF CARDS TO BE USED TO ACCESS
3 A FORM OF LEGALITY.

4

5 **SUP. BURKE, CHAIR:** MR. ANTONOVICH, YOU KNOW, MOST PEOPLE DON'T
6 WANT TO CARRY THEIR PASSPORT AROUND WITH THEM EVERY DAY, ALL
7 DAY, I MEAN IF YOU HAVE ONE --

8

9 **SUP. ANTONOVICH:** THEY DON'T HAVE A PASSPORT, THAT'S THE POINT.

10

11 **MARTHA LARA:** I'M SORRY SIR, HOW CAN YOU SAY THAT THEY DON'T
12 HAVE A PASSPORT? MANY OF OUR PEOPLE DO.

13

14 **SUP. ANTONOVICH:** AND THEY CAN SHOW THEIR PASSPORT WHEN THEY
15 WERE STOPPED BY A POLICE OFFICER.

16

17 **MARTHA LARA:** SIR, THEY ARE, ACCORDING TO MEXICAN LAW, THEY CAN
18 OBTAIN A PASSPORT ALMOST WITH THE SAME DOCUMENTS THAT THEY
19 OBTAIN A MATRICULA CONSULAR, AND WE HAVE ONE OF THE HIGHEST
20 ISSUANCE OF MEXICAN PASSPORTS PER DAY IN THE CONSULATE. MANY
21 OF OUR MEXICAN PEOPLE LIVING HERE HAVE MEXICAN PASSPORTS, BUT
22 AS SUPERVISOR BURKE SAYS, NO ONE CARRIES THEIR PASSPORT AROUND
23 BECAUSE THIS IS ANOTHER TYPE OF COUNTRY. PERHAPS BACK IN THE
24 U.S.S.R., EVERYONE WOULD HAVE HAD THEIR PASSPORT WITH THEM,
25 BUT NOT HERE, YOU DON'T HAVE TO CARRY YOUR PASSPORTS. BUT



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1 MEXICAN CITIZENS LIVING HERE CAN OBTAIN AND DO OBTAIN, AND
2 UNFORTUNATELY, I DIDN'T BRING TODAY THE STATISTICS, HOW MANY
3 PASSPORTS WE ISSUED LAST YEAR, BUT WE ISSUE A VERY HIGH NUMBER
4 OF PASSPORTS TO OUR OWN PEOPLE EVERY SINGLE DAY.

5

6 **SUP. ANTONOVICH:** WHENEVER YOU TRAVEL IN A FOREIGN COUNTRY, YOU
7 KEEP YOUR AMERICAN PASSPORT WITH YOU IF YOU'RE AN AMERICAN.

8

9 **SUP. BURKE, CHAIR:** I DON'T.

10

11 **MARTHA LARA:** IN MEXICO AMERICANS DO NOT TAKE A A PASSPORT SIR.

12

13 **SUP. ANTONOVICH:** I'M JUST SAYING ON THE PASSPORT THE AMERICAN
14 PASSPORT, IT TELLS YOU YOU KEEP THIS WITH YOU WHEN YOU TRAVEL
15 ABROAD, AND THAT -- THERE'S NO PROBLEM, BUT IF YOU'RE HERE
16 ILLEGALLY --

17

18 **MARTHA LARA:** MEXICO DOES NOT REQUIRE A PASSPORT FOR THE U.S.
19 CITIZENS TO COME INTO THE COUNTRY, SO THEREFORE THEY DO NOT GO
20 WITH PASSPORTS, AND THE HUNDREDS AND THOUSANDS OF TOURISTS GO
21 IN WITHOUT PASSPORTS INTO MY COUNTRY, AMERICANS, SO THEY DON'T
22 CARRY THEIR PASSPORT EVERY DAY WHEN THEY ARE IN MY COUNTRY,
23 THEY DON'T EVEN NEED IT TO COME INTO THE COUNTRY.

24



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1 **SUP. ANTONOVICH:** IF WE ARE CONCERNED ABOUT PEOPLE COMING HERE
2 WITHOUT IDENTIFICATION, THEY ARE ABLE TO COME HERE LEGALLY BY
3 GOING THROUGH THE FEDERAL PROCESS OF GETTING A VISA TO TRAVEL
4 IN THIS COUNTRY. IF YOU WANT TO COME IN ILLEGALLY, THEN YOU
5 HAVE TO SUFFER THE CONSEQUENCES. YOU ARE BYPASSING A LAW, A
6 FEDERAL LAW, AND WHAT I WOULD LIKE TO HAVE IS A FAIR PROCESS
7 WHERE WE ADHERE TO THE LAW AND WE ENSURE WE HAVE
8 COMMUNICATION, TRANSPORTATION, INTERCOURSE BETWEEN THE VARIOUS
9 COUNTRIES, BUT IT'S DONE IN A LEGAL MANNER AND WE DON'T WINK
10 AN EYE AND ALLOW THOSE WHO COME HERE ILLEGALLY TO THINK THAT
11 THEY NOW HAVE THE ABILITY TO HAVE THE SAME RIGHTS AS THOSE WHO
12 HAVE LEGALLY COME HERE.

13

14 **MARTHA LARA:** I DON'T THINK WE'RE TALKING ABOUT EQUAL RIGHTS,
15 SIR. I THINK WE'RE TALKING OF ONLY HAVING AN I.D. WHICH CAN
16 SAY, "THIS IS MY FACE, THIS IS MY NAME, AND THIS IS WHERE I
17 LIVE," AND THIS HAS BECOME SOMETHING VERY IMPORTANT SINCE
18 SEPTEMBER OF LAST YEAR. PEOPLE CANNOT EVEN ACCESS A BUILDING
19 IF THEY DON'T HAVE AN I.D. THEY CANNOT ENTER IN A FEDERAL
20 BUILDING, THEY CANNOT ENTER PRIVATE BUILDING PREMISES IF THEY
21 DON'T HAVE AN I.D.

22

23 **SUP. ANTONOVICH:** IF THEY HAVE A PASSPORT --

24



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1 **MARTHA LARA:** THEY CAN DO VERY LITTLE THINGS WITHOUT AN I.D.

2 AND I WOULD RETAKE --

3

4 **SUP. ANTONOVICH:** IF THEY HAVE A PASSPORT? IF THEY HAVE A
5 PASSPORT?

6

7 **MARTHA LARA:** YES SIR, IF THEY HAVE A PASSPORT THEY CAN, YES
8 WELL THEN WE CAN TELL OUR PEOPLE TO GET A PASSPORT, BUT IS IT
9 NOT --

10

11 **SUP. ANTONOVICH:** IF THEY HAVE A PASSPORT YOU SAID.

12

13 **MARTHA LARA:** OH YES MANY OF OUR PEOPLE DO.

14

15 **SUP. ANTONOVICH:** WELL THEY CAN USE THEIR PASSPORTS.

16

17 **MARTHA LARA:** YES BUT WE ARE OFFERING SIR AS A FEDERAL
18 GOVERNMENT WITHIN OUR SOVEREIGN CAPACITY BECAUSE WE CAN ISSUE
19 WHATEVER DOCUMENTS WE FEEL THAT OUR PEOPLE NEED, WE CAN ISSUE
20 TO THEM. WE ISSUE THEIR PASSPORTS, WHICH THEY OBTAIN BECAUSE
21 THEY ARE EXPENSIVE, ONLY WHEN THEY'RE GOING TO GO SOMETIMES TO
22 IMMIGRATION TO DO SOME OF THEIR REGULARIZATION, BUT THE I.D.,
23 THE MEXICAN I.D. SERVES AS A SUBSTITUTE FOR A PASSPORT WHEN
24 THEY GO BACK TO MEXICO, NOT WHEN THEY COME HERE. THEY CANNOT



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1 USE IT. BUT WHEN THEY GO BACK TO MEXICO, IT IS A SUBSTITUTE OF
2 A MEXICAN PASSPORT, SIR.

3

4 **SUP. ANTONOVICH:** BUT A PASSPORT AUTOMATICALLY GOES THROUGH A
5 CRIMINAL CHECK EVERY TIME ONE PASSES A BORDER, SO PASSPORTS
6 ARE ALSO ISSUED WITH A FINGERPRINT.

7

8 **MARTHA LARA:** YES, IN ALL THE WORLD.

9

10 **SUP. ANTONOVICH:** AND THAT'S WHAT WE'RE TALKING ABOUT WITH
11 SECURITY ISSUES.

12

13 **MARTHA LARA:** YES, SIR, BUT THIS IS A DIFFERENT DOCUMENT, THIS
14 IS AN I.D., AND THOSE ARE THE MEXICAN GOVERNMENT'S
15 INSTRUCTIONS, AND THEY HAVE A DIFFERENT PURPOSE. IT'S ONLY
16 PROVIDING SOMEONE A FACE AND A NAME AND AN ADDRESS TO GO ALONG
17 WITH IT.

18

19 **SUP. ANTONOVICH:** WHICH CAN BE MISUSED, AND THAT'S ALL I --.

20

21 **MARTHA LARA:** EVERYTHING CAN BE MISUSED.

22

23 **SUP. ANTONOVICH:** ABSOLUTELY.

24



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1 **MARTHA LARA:** AND AS I SAY THINGS CAN BE BOUGHT HERE WITHOUT
2 THE NECESSITY OF GETTING AN I.D. ALL OF THE DOCUMENTS ARE ON
3 SALE IN MacARTHUR PARK.

4

5 **SUP. BURKE, CHAIR:** ALL RIGHT, IS THERE ANYTHING FURTHER? IT'S
6 MOVED BY MOLINA, SECONDED BY ANTONOVICH --

7

8 **SUP. ANTONOVICH:** NO. [Laughter].

9

10 **SUP. BURKE, CHAIR:** I'M SORRY. SECONDED BY YAROSLAVSKY,
11 SECONDED BY YAROSLAVSKY AS AMENDED. WE'LL CALL THE ROLL ON IT.

12

13 **CLERK VARONA-LUKENS:** SUPERVISOR MOLINA.

14

15 **SUP. MOLINA:** YEA.

16

17 **CLERK VARONA-LUKENS:** SUPERVISOR YAROSLAVSKY.

18

19 **SUP. YAROSLAVSKY:** YEA

20

21 **CLERK VARONA-LUKENS:** SUPERVISOR KNABE.

22

23 **SUP. KNABE:** YEA.

24

25 **CLERK VARONA-LUKENS:** SUPERVISOR ANTONOVICH.



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1

2 **SUP. ANTONOVICH:** NO.

3

4 **CLERK VARONA-LUKENS:** AND SUPERVISOR BURKE.

5

6 **SUP. BURKE, CHAIR:** YEA. THE MEASURE IS PASSED. THANK YOU. I
7 WILL GO BACK TO SUPERVISOR YAROSLAVSKY.

8

9 **SUP. YAROSLAVSKY:** THANK YOU, MADAM CHAIR. I HAD A COUPLE OF
10 OTHER ITEMS. ITEM NUMBER TWO, I WAS HOLDING IN ORDER TO MAKE
11 THE FOLLOWING AMENDMENT. DURING THE LAST LEGISLATIVE SESSION
12 AB2777, WAS PASSED AND SIGNED INTO LAW, THE BILL AMENDS THE
13 COUNTY EMPLOYEES RETIREMENT LAW OF 1937 PERMITS CERTAIN BOARDS
14 OF SUPERVISORS, INCLUDING LOS ANGELES COUNTY, TO EXTEND TO
15 DOMESTIC PARTNERS OF COUNTY EMPLOYEES THE SAME SURVIVOR
16 BENEFITS RECEIVED BY THE SPOUSES OF ELIGIBLE COUNTY EMPLOYEES
17 WHO DIE EITHER BEFORE OR AFTER RETIREMENT FROM COUNTY SERVICE.
18 BOTH THIS BOARD AND THE BOARD OF RETIREMENT OF LACERA ACTIVELY
19 SUPPORTED THE PASSAGE OF AB 2777. THIS BILL DOES NOT REQUIRE
20 THAT THIS BENEFIT BE EXTENDED. IT ALLOWS THE BOARD OF
21 SUPERVISORS TO DO SO AT ITS OPTION. IN ORDER TO MAKE THIS
22 DECISION, THE BOARD WILL REQUIRE INFORMATION CONCERNING THE
23 COST IMPLICATIONS. THE C.A.O. HAS CONSULTED WITH THE CITY OF
24 LOS ANGELES WHO'S RETIREMENT SYSTEM EXTENDED SURVIVOR BENEFITS
25 TO DOMESTIC PARTNERS IN 1996 AND IS REPLYING THAT BASED ON THE



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1 CITY'S EXPERIENCE LACERA'S COST TO IMPLEMENT AB2777 SHOULD BE
2 MINIMAL. NONETHELESS BEFORE CONSIDERING THIS MATTER THE BOARD
3 SHOULD CAUSE A THOROUGH ACTUARIAL ANALYSIS TO BE CONDUCTED,
4 AND THAT AB 2777 TOOK EFFECT ON JANUARY 1st OF THIS YEAR, IT
5 WOULD BE APPROPRIATE AT THIS TIME FOR THE BOARD TO REQUEST
6 THAT LACERA CAUSE THIS STUDY TO BE PERFORMED. SUCH A STUDY IS
7 ESTIMATED TO COST APPROXIMATELY \$6,000 AND SHOULD REQUIRE ONLY
8 A FEW WEEKS' TIME. SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL
9 660 HAS ALSO EXPRESSED AN INTEREST IN THE PREPARATION OF THIS
10 STUDY. UNDER LACERA POLICY IF A REQUEST IS RECEIVED FROM BOTH
11 THE COUNTY AND AN EMPLOYEE ORGANIZATION, LACERA WILL BEAR THE
12 COST OF PREPARING AN ACTUARIAL REPORT. I THEREFORE MOVE THAT
13 THE C.A.O. BE INSTRUCTED TO REQUEST LACERA TO CONDUCT THE
14 APPROPRIATE ACTUARIAL STUDY OF THE COST OF IMPLEMENTING AB
15 2777 TO PROVIDE THE RESULTS WITHIN 60 DAYS TO THE BOARD OF
16 SUPERVISORS SO THAT IT MAY MAKE A DECISION ON IMPLEMENTING THE
17 PROVISIONS OF THIS BILL, THAT'S AMENDMENT ITEM 2.

18
19 **SUP. BURKE, CHAIR:** IS THIS A REPORT OR IS THIS ACTUALLY
20 SOMETHING THAT HAS TO --

21
22 **SUP. YAROSLAVSKY:** IT'S ON THE AGENDA.
23



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1 **SUP. BURKE, CHAIR:** SO IT'S, MOVED BY YAROSLAVSKY, SECONDED BY
2 KNABE. WITHOUT OBJECTION - ALL RIGHT, LET'S HAVE A --
3 ANTONOVICH ABSTAINS. AND SO IT'S PASSED 4-TO-1, 4-TO-0.

4

5 **SUP. YAROSLAVSKY:** 4-TO-0 WITH ONE ABSTENTION RIGHT. I WANT TO
6 READ IN A MOTION. I DON'T KNOW IF WE CAN ACT ON IT TODAY OR
7 NEXT WEEK. MR. JANSSEN, THIS IS ON THE GOVERNOR'S BUDGET. DO
8 YOU WANT TO TRY TO ACT ON IT TODAY? ALL RIGHT.

9

10 **C.A.O. JANSSEN:** ITEM A-3 IS ON THE AGENDA LATER ON, WE CAN DO
11 IT NOW OR DO IT LATER.

12

13 **SUP. YAROSLAVSKY:** WHY DON'T WE DO IT NOW AND LET ME JUST
14 INTRODUCE IT, WE CAN DISCUSS IT LATER. THE GOVERNOR'S BUDGET
15 ANNOUNCED LAST WEEK PROPOSES THE PERMANENT ELIMINATION OF
16 STATE FUNDS THAT BACKFILL LOCAL GOVERNMENT BUDGETS FOR THE
17 LOSS OF REVENUE RESULTING FROM THE STATE'S REDUCTION IN THE
18 GENERAL GOVERNMENT PORTION OF THE VEHICLE LICENSE FEE. THIS
19 CUT, WHICH WOULD TAKE EFFECT NEXT MONTH, WOULD RESULT IN A
20 LOSS OF REVENUES TO LOCAL GOVERNMENTS TALLING 1.3 BILLION
21 DOLLARS IN THE CURRENT FISCAL YEAR AND 2.9 BILLION DOLLARS IN
22 THE FISCAL YEAR OF 2003/4. IF APPROVED BY THE LEGISLATURE THE
23 GOVERNOR'S PROPOSAL WOULD RESULT IN A LOSS TO LOS ANGELES
24 COUNTY OF \$191 MILLION IN THE CURRENT BUDGET YEAR, WHICH IS
25 MORE THAN HALF - AND \$472 MILLION IN '03/'04. ON AN ANNUALIZED



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1 BASIS, THE GOVERNOR'S PROPOSAL WOULD REDUCE THE COUNTY'S
2 DISCRETIONARY REVENUE BY OVER 30%. THOSE REVENUES HELP TO
3 FINANCE LOCAL SERVICES SUCH AS PARKS, HEALTHCARE, AND PUBLIC
4 PROTECTION, PUBLIC SAFETY, AS WELL AS THE LOCAL MATCH REQUIRED
5 FOR STATE AND FEDERAL PROGRAMS AND SERVICES ADMINISTERED BY
6 THE COUNTY. IT WOULD UNAVOIDABLY RESULT IN A MAJOR LOSS OF
7 FUNDS TO THE COUNTY'S PUBLIC PROTECTION AGENCIES, PRIMARILY
8 THE SHERIFF, PROBATION AND THE DISTRICT ATTORNEY, AS WELL AS
9 FIRE, LIFE GUARDS AND THE CORONER WOULD RECEIVE APPROXIMATELY
10 ONE-THIRD OF THE COUNTY'S DISCRETIONARY FUNDS. BECAUSE OF THE
11 LIMITS PLACED UPON THE AUTHORITY OF LOCAL GOVERNMENTS TO RAISE
12 REVENUE BY PROPOSITION 13 AND PROPOSITION 218, IT WOULD BE
13 IMPOSSIBLE FOR THE COUNTY TO REPLACE SUCH A MAJOR LOSS OF
14 STATE FUNDS. THE GOVERNOR'S PROPOSAL BREAKS A PROMISE MADE BY
15 HIS PREDECESSOR IN THE LEGISLATURE IN 1988 TO HOLD LOCAL
16 GOVERNMENTS HARMLESS FOR THE VEHICLE LICENSE FEE RATE
17 REDUCTIONS AND IT IGNORES THE COMPROMISE AGREED TO THEN TO
18 RAISE THE V.L.F. IF AT ANY TIME IN THE FUTURE AND THE STATE
19 COULD NOT AFFORD TO BACK THEIR LOCAL GOVERNMENTS FOR THEIR
20 LOSS. I THEREFORE MOVE THAT THE BOARD OF SUPERVISORS DIRECT
21 THE CHIEF ADMINISTRATIVE OFFICE TO SEND A LETTER TO THE
22 GOVERNOR AND THE LOS ANGELES COUNTY LEGISLATE DELEGATION
23 URGING THEM TO ONE REJECT THE GOVERNOR'S PROPOSAL TO REDUCE
24 THE V.L.F. BACKFILL AND HONOR THE COMMITMENT TO HOLD LOCAL
25 GOVERNMENTS HARMLESS FROM THE STATE MANDATED CUTS IN THIS



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1 LOCAL REVENUE SOURCE. OR, TWO, PROMPTLY AMEND SECTION 10754
2 THE REVENUE TAXATION CODE TO CLARIFY ANY UNCERTAINTIES AND
3 AMBIGUITIES REGARDING THE CIRCUMSTANCES THAT WOULD TRIGGER AN
4 INCREASE IN THE V.L.F. RATE IF THE STATE FUNDING FOR THE
5 BACKFILL IS REDUCED.

6

7 **SUP. ANTONOVICH:** WHAT DO YOU MEAN BY NUMBER TWO? I MEAN, WHAT
8 DO YOU MEAN, IF THEY'RE GOING TO NOT GIVE YOU THE MONEY --

9

10 **SUP. YAROSLAVSKY:** MR. JANSSEN CAN ANSWER THAT?

11

12 **C.A.O. JANSSEN:** WELL, MR. CHAIRMAN, SUPERVISOR, THE LAW
13 RELATING TO VEHICLE LICENSE FEES HAS BEEN AMENDED A NUMBER OF
14 TIMES SINCE 1998 TO A POINT WHERE IT IS RATHER CONFUSING ABOUT
15 WHAT THE SPECIFIC LANGUAGE IS INTENDED TO MEAN, AND THAT'S ONE
16 OF THE ARGUMENTS IN SACRAMENTO RIGHT NOW ABOUT THE MAJORITY
17 TWO-THIRDS VOTE REQUIREMENT. SO THAT NEEDS TO BE CLEARED UP
18 LONG-TERM.

19

20 **SUP. ANTONOVICH:** WOULDN'T THEY HAVE HAD THE ALLEGED COUNSEL
21 OPINION ON THAT LEGISLATION AND ALSO THEY WOULD HAVE THE
22 COMMENTS MADE BY THE GOVERNOR AND THE LEGISLATORS WHEN THAT
23 LEGISLATION WAS SIGNED THAT THERE WAS -- THIS MONEY WAS TO
24 REMAIN WITH LOCAL GOVERNMENT, THERE WAS A FINAL FIRM
25 COMMITMENT?



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1

2 C.A.O. JANSSEN: YES, AND I UNDERSTAND --

3

4 SUP. ANTONOVICH: NOW, WHAT MORE DO THEY NEED?

5

6 C.A.O. JANSSEN: WELL, I AGREE. I AGREE WITH YOU, WHAT MORE DO
7 THEY NEED, BUT THERE IS CLEARLY SOME --

8

9 SUP. ANTONOVICH: SO THAT'S SAYING TELL US AGAIN THAT THIS WAS
10 TO REMAIN WITH LOCAL GOVERNMENT.

11

12 C.A.O. JANSSEN: I UNDERSTAND THAT THE ALLEGED COUNSEL HAS
13 OPINED. I HAVEN'T SEEN IT. WE'RE TRYING TO GET AHOLD OF IT,
14 THAT IT TAKES A MAJORITY VOTE, BUT I THINK THE DOCUMENT THAT
15 YOU'RE TALKING ABOUT EXISTS, OKAY.

16

17 SUP. ANTONOVICH: OKAY.

18

19 SUP. BURKE, CHAIR: ALL RIGHT.

20

21 SUP. ANTONOVICH: LET ME ASK, WHY COULDN'T WE VOTE TODAY ON
22 THAT BECAUSE OF CIRCUMSTANCES --

23

24 SUP. YAROSLAVSKY: WE ARE GOING TO, IT'S PART OF A-3 YEAH.

25



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1 **C.A.O. JANSSEN:** A-3 IS BEFORE YOU SO YOU CAN.

2

3 **SUP. BURKE, CHAIR:** ARE YOU CALLING UP A-3 AT THIS TIME?

4

5 **SUP. YAROSLAVSKY:** YEAH I GUESS THAT'S WHAT I'M DOING HERE.

6

7 **C.A.O. JANSSEN:** OKAY, IT'S -- MADAM CHAIR

8

9 **SUP. MOLINA:** OH, YOU'RE GOING TO REPORT ON IT IS THAT?

10

11 **C.A.O. JANSSEN:** MADAM CHAIR, YEAH, I WOULD LIKE AT THIS TIME
12 IF I COULD TO GIVE YOU A BRIEF OVERVIEW OF THE GOVERNOR'S
13 BUDGET AND PARTICULARLY THE ISSUE THAT HAS JUST BEEN RAISED.
14 WE WILL HAVE A MORE DETAILED ANALYSIS PURSUANT TO SUPERVISOR
15 YAROSLAVSKY'S RECOMMENDATION NEXT WEEK OR THE WEEK AFTER. THE
16 GOVERNOR, AS EVERYONE KNOWS, RELEASED HIS BUDGET. HE HAS
17 PEGGED THE STATE'S SHORTFALL AT \$34.6 BILLION. THAT OBVIOUSLY
18 IS TO BE VERIFIED BY THE LEGISLATIVE ANALYSTS. THERE'S SOME
19 DISPUTE ABOUT WHETHER THE PROBLEM IS THAT SIGNIFICANT OR NOT,
20 BUT BE THAT AS IT MAY, IT IS AN ENORMOUS SHORTFALL THAT THE
21 STATE IS DEALING WITH. IT IMPACTS THE COUNTY IN THREE WAYS
22 THAT ARE VERY CRITICAL, AND I WANT TO JUST BRIEFLY GO THROUGH
23 THEM. VEHICLE LICENSE FEES, REALIGNMENT PROPOSAL OF THE
24 GOVERNOR AND REIMBURSEMENT FOR SP-90 MANDATED PROGRAMS. THE
25 VEHICLE LICENSE FEE ISSUE, AND IT IS A COMPLICATED ISSUE, AS



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1 I'VE LEARNED OVER THE LAST COUPLE OF DAYS, TRYING TO EXPLAIN
2 TO PEOPLE WHAT IT MEANS, WHAT THE VEHICLE LICENSE FEE BACKFILL
3 IS AND WHAT IT MEANS, AND IF I COULD TAKE JUST A MINUTE, IF I
4 CAN AND I WILL TRY TO EXPLAIN IT IN ENGLISH, THE VEHICLE
5 LICENSE FEES ARE A CONSTITUTIONALLY-PROTECTED LOCAL GOVERNMENT
6 REVENUE. THEY CANNOT BE USED BY THE STATE OF CALIFORNIA. IN
7 1998, GOVERNOR WILSON AND THE LEGISLATURE AT THAT TIME,
8 BECAUSE THE STATE HAD A SURPLUS, AND BECAUSE THERE WAS
9 PRESSURE TO REDUCE THE VEHICLE LICENSE FEE, DECIDED TO REDUCE
10 OUR LOCAL REVENUE IN A SERIES OF INCREMENTS BEGINNING WITH
11 25%. THEY REDUCED IT IN 1998 AT 25% AND SAID IT WOULD BE
12 FURTHER REDUCED AS STATE REVENUES ALLOWED. AND CURRENTLY, 67%
13 OF THAT FEE HAS BEEN REDUCED FOR THE INDIVIDUALS, FOR US, THAT
14 PAY OUR LICENSE FEE, WE ONLY PAY 34% OF WHAT WE PAID IN 1998.
15 AND WHEN YOU RECEIVE YOUR BILL, IT TELLS YOU HOW MUCH YOU
16 WOULD HAVE OWED BUT FOR THE FACT THAT IT WAS REDUCED. NOW,
17 WHAT HAPPENED TO ALL THAT REVENUE? \$4 BILLION WORTH OF SAVINGS
18 HAVE GONE TO PEOPLE WHO OWN VEHICLES OVER -- ANNUALLY. THE
19 LEGISLATURE AND THE GOVERNOR, IN 1998, ASSURED LOCAL
20 GOVERNMENT AS THEY REDUCED OUR REVENUE THAT THEY WOULD
21 BACKFILL THAT LOSS WITH STATE GENERAL FUND, AND THAT'S WHAT
22 THEY HAVE BEEN DOING. THIS YEAR, WE, THE STATE, HAS PLANNED TO
23 PAY LOCAL GOVERNMENTS, CITIES AND COUNTIES, \$4 BILLION OUT OF
24 THE STATE BUDGET TO MAKE UP FOR THE LOSS OF THE VEHICLE
25 LICENSE FEE. THE BILL ALSO SAID THAT SHOULD THE STATE NOT HAVE



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1 THE REVENUES TO CONTINUE TO PAY LOCAL GOVERNMENT OUT OF THE
2 GENERAL FUND, THE FEE WOULD GO BACK UP, AND THAT IS WHAT
3 SUPERVISOR ANTONOVICH WAS TALKING ABOUT, THE FEE WAS TO GO
4 BACK UP WHEN THE STATE DID NOT HAVE THE REVENUES TO BACKFILL
5 LOCAL GOVERNMENT. THE GOVERNOR IN HIS PROPOSAL, IN HIS BUDGET,
6 IS PROPOSING TO CUT THAT MONEY GOING TO CITIES AND COUNTIES BY
7 \$2.9 BILLION STATEWIDE. THERE IS A PORTION FOR REALIGNED
8 PROGRAMS HE'S NOT TOUCHING, BUT 2.9 BILLION STATEWIDE, HE IS
9 PROPOSING TO CUT TO HELP BALANCE THE STATE BUDGET. FOR LOS
10 ANGELES COUNTY, AS INDICATED IN THE MOTION, WE WILL LOSE \$472
11 MILLION A YEAR, NEXT YEAR, IN '03/'04. AND THE PROPOSAL IS TO
12 TAKE EFFECT IN FEBRUARY OF THIS YEAR. THAT WOULD BE AN
13 ADDITIONAL \$191-MILLION REDUCTION, THE LOSS OF VEHICLE LICENSE
14 FEES. WHEN THE DIRECTOR OF FINANCE MADE THE PRESENTATION ON
15 FRIDAY, HE INDICATED THAT COUNTIES OUGHT TO BE ABLE TO ABSORB
16 THIS BECAUSE IT ONLY AMOUNTED TO 5.5% OF THEIR REVENUES, AND I
17 THINK YOU SAID CITIES THAT AMOUNTED TO ONLY 4% OF THEIR
18 REVENUES. THE PROBLEM WITH THE COUNTY BUDGET, HOWEVER, IS THAT
19 ALL BUT 91% OF THE BUDGET IS LOCKED UP BY MAINTENANCE OF
20 EFFORT REQUIREMENTS, SPECIFIC FUNDING REQUIREMENTS,
21 CATEGORICAL FUNDING, MATCHING COSTS, ET CETERA, AND THE ONLY
22 MONEY YOU HAVE AVAILABLE TO HANDLE A CUT OF THIS MAGNITUDE IS
23 \$1.5 BILLION, OR 9% OF YOUR TOTAL BUDGET. AND THIS IS A CHART
24 THAT WE HAVE PREPARED EVERY YEAR WHEN WE PRODUCE A BUDGET THAT
25 INDICATES WHERE THE MONEY IS, HOW IT'S SPENT IN THE COUNTY,



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1 AND WHY THERE IS SO LITTLE FLEXIBILITY IN THE BUDGET AND WHY
2 THE 5.5% FIGURE IS A MEANINGLESS FIGURE WHEN IT COMES TO
3 HAVING TO DEAL WITH THIS PROBLEM. NOW, IF YOU LOOK AT THIS
4 CHART AND YOU REMOVE THE ONE-TIME REVENUES, BECAUSE THEY'RE
5 NOT GOING TO DO ANY GOOD TO SOLVE THE LONG-TERM PROBLEM, AND
6 YOU REMOVE THE GENERAL FUND THAT GOES TO THE HEALTH
7 DEPARTMENT, AND THAT'S A POLICY DECISION OF THE BOARD IF WE
8 ARE TO MAKE THESE CUTS, BUT I PRESUME AT LEAST NOW THAT WE'RE
9 NOT GOING TO RECOMMEND FURTHER CUTTING THE HEALTH DEPARTMENT,
10 54% OF ALL OF THIS MONEY HAS TO BE CUT. 54% HAS TO BE CUT. SO
11 THE REDUCTION IN THIS PORTION OF THE SHERIFF'S DEPARTMENT, FOR
12 EXAMPLE, WOULD BE \$154 MILLION. THE DISTRICT ATTORNEY, \$34
13 MILLION. PROBATION CAMPS, \$54 MILLION. C.A.O.'S OFFICE, \$10
14 MILLION. HUMAN RELATIONS COMMISSION, ONE MILLION. PARKS, 34
15 MILLION. REGIONAL PLANNING, 4.2. THIS IS JUST BY WAY OF
16 INDICATING THE MAGNITUDE OF THE IMPACT OF THE REDUCTION OF
17 VEHICLE LICENSE FEES ON THE DISCRETIONARY PROGRAMS THAT YOU
18 HAVE. YOU OBVIOUSLY CAN DECIDE TO TAKE THE REDUCTION ALL OUT
19 OF ONE AREA OR MULTIPLE AREAS, AND WE'RE GOING TO BE WORKING
20 WITH DEPARTMENTS TO IDENTIFY THE POSSIBILITIES, BUT YOU ARE
21 LOOKING AT OVERALL A 54% REDUCTION IN REVENUES THAT WE'RE
22 RECEIVING AS A RESULT OF THE VEHICLE LICENSE FEE REDUCTION. WE
23 BELIEVE THAT THE LEGISLATURE CAN REINSTATE THE FEE BY A
24 MAJORITY VOTE. THAT IS WHAT THEY PROMISED IN 1998. THEY
25 ASSURED LOCAL GOVERNMENT THAT THAT IS WHAT WOULD HAPPEN IF THE



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1 STATE REVENUES FELL, AND STATE REVENUES HAVE CLEARLY FALLEN,
2 AND THE MOTION IS ASKING THE BOARD TO TAKE A POSITION, ASKING
3 THE LEGISLATURE TO TAKE THAT ACTION, BECAUSE THE GOVERNOR HAS
4 NOT PROPOSED IT IN HIS BUDGET. THAT IS FAR AND AWAY THE MOST
5 IMPORTANT ISSUE FACING LOCAL GOVERNMENT IN THE NEW GOVERNOR'S
6 BUDGET, AND I UNDERSTAND THAT C.S.A.C.'S POSITION HAS BEEN
7 THEY WILL NOT DISCUSS REALIGNMENT WHATSOEVER UNTIL THE VEHICLE
8 LICENSE FEE ISSUE IS OFF THE TABLE. THE SECOND ISSUE IS
9 REALIGNMENT. IN 1991, GOVERNOR WILSON WHEN HE HAD A BUDGET
10 DEFICIT PROPOSED TO REALIGN A NUMBER OF STATE PROGRAMS TO
11 COUNTIES, AND THEY'RE PROGRAMS THAT WE SHARE, WE ADMINISTER,
12 THEY FUND, ET CETERA. IT HAS BEEN A REASONABLY SUCCESSFUL
13 TRANSFER OF RESPONSIBILITY, REASONABLY SUCCESSFUL. THE
14 GOVERNOR IS PROPOSING AN \$8.3 BILLION TRANSFER OF
15 RESPONSIBILITY IN THE BUDGET. THE CONCEPT IS THEY TRANSFER TO
16 US THE COSTS OF 30 DIFFERENT PROGRAMS IN VARYING AMOUNTS AND
17 THEY TRANSFER ADDITIONAL REVENUES OR NEW REVENUES TO FUND
18 THEM. THAT'S WHAT THEY DID IN 1991. SO THE GOVERNOR IS
19 PROPOSING TO RAISE CIGARETTE TAX, INCOME TAX, AND SALES TAX,
20 \$8.3 BILLION OFF BUDGET, AND THE REASON THAT HE'S PROPOSING
21 THAT IS THAT OTHERWISE, 55% OF ALL NEW TAX REVENUE WOULD HAVE
22 TO GO TO SCHOOLS, AND SO IT IS A DEFINITE BENEFIT TO THE STATE
23 TO REALIGN PROGRAMS AND RAISE THE REVENUES AND GIVE THEM
24 DIRECTLY TO COUNTIES. CONCEPTUALLY, IT MAKES SENSE, AS LONG AS
25 CERTAIN CRITERIA ARE MET HOWEVER: FLEXIBILITY HAS TO COME WITH



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1 THE PROGRAM, THE REVENUES OBVIOUSLY HAVE TO MATCH THE
2 EXPENDITURES, THE STATE OVERSIGHT NEEDS TO BE THROUGH
3 PERFORMANCE MEASURES RATHER THAN REGULATIONS, ET CETERA. NOW
4 THERE ARE A COUPLE OF CONCERNS THAT WE HAVE, AND AS I SAID,
5 THERE ARE OVER 30 PROGRAMS THAT HE IS PROPOSING TO REALIGN.
6 THERE ARE A HANDFUL THAT CONSTITUTE THE MAGNITUDE OF THE
7 EXPENDITURE, AND THOSE ARE THE ONES THAT WE HAVE THE MOST
8 CONCERNS ABOUT. AND LET ME TALK ABOUT THE PROGRAMS FIRST AND
9 THEN THE REVENUES. REALIGNMENT IS NOT GOING TO WORK IF THE
10 COST OF THESE PROGRAMS EXCEED THE REVENUES THAT ARE
11 TRANSFERRED. HE IS PROPOSING TO TRANSFER 100% OF THE COST OF
12 IN-HOME SUPPORTIVE SERVICES TO COUNTIES. 100%. THE CURRENT
13 RATIO IS 65% STATE, 35% COUNTY, FROM THE STATE PORTION. THAT
14 WOULD BE, OBVIOUSLY, MATCHED FOR A PERIOD OF TIME BY THIS NEW
15 REVENUE. HOWEVER, I.H.S.S. HAS BEEN GROWING APPROXIMATELY 15%
16 A YEAR AND CASELOAD HAS RISEN 12% A YEAR. THERE IS NO REVENUE
17 STREAM IN CALIFORNIA THAT HISTORICALLY HAS RISEN THAT, LET
18 ALONE THE CURRENT ECONOMIC SITUATION. ANOTHER PROGRAM HE'S
19 PROPOSING TO HAVE COUNTIES PICK UP 15% OF THE COST OF Medi-Cal
20 ADMINISTRATION. IT'S NOW A HUNDRED PERCENT FUNDED AND THAT'S
21 ABOUT 1.4, 1.6 BILLION DOLLARS. Medi-Cal, SINCE 1990, HAS
22 GROWN 157%, OR 15% A YEAR. AGAIN, THE CONCERN IS, OBVIOUSLY,
23 DURING ECONOMIC -- DURING TIMES OF ECONOMIC TROUBLE, THAT'S
24 WHEN OUR CASELOADS GROW. THAT'S WHEN THE REVENUES DROP. SO YOU
25 HAVE AN AUTOMATIC MISMATCH. AND IT, IN FACT, IS ONE OF THE



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1 PROBLEMS THE STATE IS FACING RIGHT NOW. THEIR REVENUES ARE NOT
2 MATCHING THE EXPENDITURES IN Medi-Cal AND IN HOME SUPPORTIVE
3 SERVICES, ET CETERA. THE THIRD AREA THAT CONSTITUTES THEN 62%
4 OF THE TOTAL COST IS NURSING HOME, LONG-TERM CARE. THE
5 GOVERNOR IS PROPOSING THE COUNTIES PICK UP 15% OF THE COST OF
6 NURSING HOMES. NURSING HOME COSTS HAVE NOT GROWN DRAMATICALLY
7 BECAUSE THERE HAVE NOT BEEN FACILITIES AVAILABLE. BUT THE
8 DIFFICULTY OF THE PROBLEM WITH THE NURSING HOME PROPOSAL AS
9 STATED IN THE GOVERNOR'S BUDGET ITSELF, AND IT SAYS ON THIS
10 REALIGNED PROGRAM, THE STATE WOULD BE RESPONSIBLE FOR
11 ADMINISTERING SERVICES WHILE COUNTIES WOULD BE RESPONSIBLE FOR
12 THE COSTS. OVERSIGHT FUNCTIONS, SUCH AS LICENSING AND
13 COMPLAINT INVESTIGATION WOULD REMAIN UNDER STATE CONTROL. THIS
14 PROPOSAL WOULD NOT RESULT IN REDUCED ELIGIBILITY. SO ON THE
15 SURFACE, IT VIOLATES THE PRINCIPLES OF REALIGNMENT, IT DOESN'T
16 TRANSFER TO US ANY ABILITY TO CONTROL THE EXPENDITURES, THE
17 PROGRAM, THE COSTS, ET CETERA. WITH RESPECT TO THE THREE
18 REVENUES, INCOME TAX HAS CAUSED THE STATE SERIOUS PROBLEM IN
19 THE LAST TWO OR THREE YEARS. IT IS VERY VOLATILE. SALES TAX
20 DECLINES, WE'RE HAVING TROUBLE NOW WITH PROP 172 AND
21 REALIGNMENT SALES TAX OURSELVES, A 50 TO 60-MILLION-DOLLAR
22 SHORTFALL. AND AS WE KNOW, CIGARETTE TAX REVENUES HAVE BEEN
23 DECLINING IN PROP 10, IN PROP 99, AND WE WOULD EXPECT THAT
24 THEY WOULD DROP AS WELL, SO THERE'S A CONCERN ON BOTH SIDES,
25 THE REVENUE SIDE AND THE COST SIDE. THE CONCEPT OF



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1 REALIGNMENT, I WANT TO REINFORCE, THAT THE CONCEPT OF
2 REALIGNMENT IS A GOOD ONE, IT HELPS THE STATE SOLVE A PROBLEM
3 WITHOUT HAVING TO ADD ADDITIONAL -- NOT THAT I HAVE ANYTHING
4 AGAINST EDUCATION, BUT THEY HAVE THEIR OWN LOBBYISTS AND
5 PEOPLE TO ARGUE. IT ALLOWS THEM TO SOLVE THE STATE'S SERIOUS
6 PROBLEM MUCH MORE EFFICIENTLY AS LONG AS THE PROGRAMS AND THE
7 REVENUES MAKE SENSE, AND I THINK THAT C.S.A.C.'S POSITION IS
8 GOING TO BE, AND WHAT I RECOMMEND IS THAT WE WORK WITH THEM TO
9 IDENTIFY THOSE PROGRAMS THAT DO MAKE SENSE TO REALIGN, AND
10 MANY OF THE OTHER 30 PROGRAMS DO MAKE A LOT OF SENSE ON THE
11 SURFACE. SOME OF THE OTHER PROGRAMS, DRUG COURTS, STATE
12 OPERATIONS, CHILDREN'S SYSTEM OF CARE, FOSTER CARE GRANTS,
13 CHILD WELFARE SERVICES, KIN GAP, CHILD CARE, RURAL HEALTH,
14 CalWORKs ADMINISTRATION, SOME OF THE CUTS THAT WE WERE LOOKING
15 AT AND MAY REVISE IN ADMINISTRATION ARE NOW PART OF REALIGNED
16 PROGRAMS, AND IT'S A WAY TO PROTECT THE PROGRAMS, PROTECT THE
17 SERVICES, AND PROVIDE THE REVENUES THAT ARE AVAILABLE. NEW
18 REVENUES THAT WOULD SUPPORT THE PROGRAMS. THIS IS -- ANY
19 REALIGNMENT PROGRAM IS GOING TO TAKE MONTHS, ABSOLUTELY MONTHS
20 TO IMPLEMENT BECAUSE EVERY ONE OF THOSE PROGRAMS IS DIFFERENT,
21 HAS THEIR OWN STATUTORY AUTHORIZATION, RULES AND REGULATIONS,
22 ET CETERA. THE THIRD MAJOR AREA, AND IT'S FAR -- IN TERMS OF
23 THE MAGNITUDE, FAR LESS SIGNIFICANT THAN THE FIRST TWO. LAST
24 YEAR, THE GOVERNOR AND THE LEGISLATURE IN THE CURRENT YEAR
25 DECIDED NOT TO REIMBURSE LOCAL GOVERNMENT FOR SB90 OR MANDATED



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1 PROGRAMS, THAT WE ARE PROVIDING ON THEIR BEHALF, AND FOR LOS
2 ANGELES' CURRENT YEAR, IT'S IN THE NEIGHBORHOOD OF \$40 MILLION
3 THAT THEY DID NOT GIVE US, BUT WE STILL ARE PROVIDING THE
4 PROGRAM BECAUSE THE LAW REQUIRES US TO DO SO. AND JUST A
5 COUPLE OF EXAMPLES, IN CHILDREN'S SERVICES AND MENTAL HEALTH,
6 SERIOUSLY EMOTIONALLY DISTURBED PUPILS, \$8.2 MILLION, IN
7 MENTAL HEALTH, HANDICAPPED STUDENTS, \$14.8 MILLION. REGISTRAR
8 RECORDER, ABSENTEE BALLOTS, \$2.3 MILLION. SHERIFF, POLICE
9 OFFICER BILL OF RIGHTS, \$4.6 MILLION. SEXUALLY VIOLENT
10 PREDATORS, \$3.4 MILLION. THESE ARE STATE MONEYS WE PREVIOUSLY
11 RECEIVED TO FUND PROGRAMS THAT THEY'VE PREVIOUSLY MANDATED.
12 THE MANDATE HAS NOT GONE AWAY, THEY HAVE TAKEN THE REVENUE,
13 AND THEY HAVE PROMISED TO REPAY THE COUNTY WITH INTEREST AT
14 SOME FUTURE DATE. THEY'RE NOW PROPOSING FOR THE SECOND YEAR
15 NOT TO REIMBURSE LOCAL GOVERNMENT, AND THIS IS NOT JUST
16 COUNTIES, BUT SCHOOLS AND CITIES AS WELL, AN EQUAL AMOUNT, AND
17 IT AMOUNTS TO A LOW-INTEREST LOAN, ESSENTIALLY, FROM THE
18 COUNTY TO THE STATE WITH NO --

19
20 **SUP. YAROSLAVSKY:** NO GUARANTEE OF RETURN.

21
22 **C.A.O. JANSSEN:** NO GUARANTEE YES, OF ANY FUTURE REIMBURSEMENT,
23 AND AS LONG AS WE PROVIDE THOSE PROGRAMS, IT'S COSTING US \$40
24 MILLION A YEAR.



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1 **SUP. ANTONOVICH:** BUT IF -- ARE THEY ELIMINATING THE MANDATE?

2

3 **C.A.O. JANSSEN:** NO, THEY ARE NOT.

4

5 **SUP. ANTONOVICH:** SO THEY'RE ELIMINATING THE MONEY, BUT NOT THE
6 MANDATE --

7

8 **C.A.O. JANSSEN:** THAT IS CORRECT.

9

10 **SUP. ANTONOVICH:** WHICH MAKES THE COUNTY TAXPAYERS LIABLE FOR
11 NOT PROVIDING THE SERVICE.

12

13 **C.A.O. JANSSEN:** THAT IS CORRECT.

14

15 **SUP. ANTONOVICH:** AND THE STATE HAS NO -- IS WASHING THEIR
16 HANDS BUT NOT PROVIDING US WITH THE REVENUE SO WHY DON'T THEY
17 JUST ELIMINATE THE MANDATE AND THEN ALLOW CITIES AND COUNTIES
18 AND THE STATE TO MAKE THOSE DECISIONS TO FIT THEIR NEEDS.

19

20 **C.A.O. JANSSEN:** RIGHT. THEY NEED TO DO ONE OR THE OTHER.
21 EITHER THEY NEED TO PROVIDE THE REVENUE OR THEY NEED TO
22 ELIMINATE THE PROGRAMS.

23

24 **SUP. BURKE, CHAIR:** AND PARTICULARLY WITH INHOME HEALTH
25 SERVICES. PART OF THE INCREASES IN THAT AREA ARE TIED TO THE



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1 BUDGET OF THE STATE, AND ANY -- AND THE INCREASE OR DECREASE
2 IN THAT BUDGET, SO IT WOULD SEEM TO ME VERY DIFFICULT. THAT'S
3 AN EXTREME MANDATE. NOT ONLY IS IT A MANDATE, AND I RECOGNIZE
4 IT WAS PART OF REALIGNMENT, BUT ONLY REALIGNMENT FOR A PORTION
5 OF IT, BUT THE STATE HAS TAKEN UPON ITSELF TO ESTABLISH THE
6 RATE OF REIMBURSEMENT BASED UPON CERTAIN DATES TO REEVALUATE
7 BASED UPON THEIR BUDGET. THIS IS TOTALLY INCONSISTENT TO THEN
8 TALK ABOUT TRANSFERRING THAT MANDATE ALONG WITH ALL THE
9 DETAILS THAT ARE TIED TO THEIR BUDGET, SO THAT'S A REAL
10 INCONSISTENCY, AND I DON'T SEE HOW THEY CAN DO THAT.

11

12 **SUP. KNABE:** I THINK MORE IMPORTANTLY, I THINK IT SHOWS THE
13 VULNERABLEABILITY WE HAVE AT THE LOCAL LEVEL. I MEAN CLEARLY,
14 WHEN THAT WHOLE IDEAL OF I.H.S.S. AND EVERYTHING THAT WENT
15 FORWARD AND THE UNIONIZATION AND THAT WHOLE PROCESS WAS GOING
16 TO BE A STATE RESPONSIBILITY, WE LITERALLY WENT FROM 0% TO 3%
17 UP TO 35 AND NOW WE'RE AT A HUNDRED PERCENT AND CLEARLY, I
18 MEAN THESE ARE THE KINDS OF THINGS, I MEAN THAT'S -- TO ME,
19 THAT'S NOT REALIGNMENT, THAT'S JUST BACKING OUT OF THE DEAL,
20 AND I THINK THOSE ARE THE KINDS OF THINGS THAT WE, YOU KNOW,
21 WE'RE GOING TO HAVE TO DEAL WITH. I MEAN, EVERYONE KNOWS THE
22 CAMERAS WERE DOWN HERE AND, YOU KNOW, THEY FILL THE ROOM AND
23 THE STATE, YOU KNOW, GOT TIRED OF BUSSING UP THERE SO THEY'RE
24 JUST PUSHING, THE IRONY THAT I FIND IN MOST REALIGNMENT ARE
25 OBVIOUSLY THE HOT BUTTON ISSUES THAT, YOU KNOW, DRAMATICALLY



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1 IMPACT THE LIVES OF PEOPLE AND THEN TRYING TO FORCE US TO BE
2 IN THAT POSITION TO DO THOSE THINGS WITHOUT THE PROPER DOLLARS
3 AND THEN TRYING TO MAKE US BE THE BAD GUYS. I DON'T SEE ANY
4 OTHER WAY TO DESCRIBE IT. I MEAN, CLEARLY, THE REALIGNMENT IS
5 JUST NO MORE THAN TRYING TO MAKE THIS COUNTY AND ALL COUNTIES
6 OR ALL LOCAL GOVERNMENT TO BE THE BAD GUYS.

7

8 **SUP. BURKE, CHAIR:** SUPERVISOR YAROSLAVSKY.

9

10 **SUP. YAROSLAVSKY:** MADAM CHAIR, I THINK IT'S A SAFE STATEMENT
11 TO MAKE THAT THIS IS THE MOST HOSTILE BUDGET EVER PROPOSED AS
12 IT RELATES TO LOCAL GOVERNMENT IN THE HISTORY OF THE STATE OF
13 CALIFORNIA. THIS IS REALLY QUITE A DIABOLICAL SCHEME. IT
14 WASN'T JUST AN ACCIDENT, IT WAS JUST NOT AN ACCOUNTING TRICK,
15 BUT I THINK AS DAVID HAS ELUDED TO, WHAT THEY'VE DONE IS
16 SHIFTED ALL OF THE FASTEST-GROWING COST PROGRAMS, FISCAL
17 RESPONSIBILITY TO COUNTIES AND WHATEVER REVENUE SOURCES
18 THEY'VE GIVEN US ARE THE ONES THAT HAVE THE LEAST AMOUNT OF
19 ELASTICITY. THAT IS TO SAY THE REVENUE SOURCES THAT HAVE GIVEN
20 THE STATE THE BIGGEST AMOUNT OF TROUBLE, THAT HAVE GOTTEN THEM
21 INTO THIS MESS IS THE ONES THAT WE'RE GOING TO HAVE TO RELY
22 ON, WHILE THE GROWTH PROGRAMS THAT ARE, YOU KNOW, GROWING
23 EXPONENTIALLY, I.H.S.S. BEING JUST ONE OF THEM, MENTAL HEALTH,
24 AND NURSING HOMES, MEDICARE, Medi-Cal, THESE PROGRAMS ARE
25 GROWING EXPONENTIALLY WHILE THE REVENUE SOURCES THAT THEY ARE,



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1 QUOTE, UNQUOTE, GIVING US TO DEAL WITH THEM ARE THE ONES THAT
2 ARE VERY ANEMIC, AT BEST. THIS IS A MASSIVE COST SHIFT TO
3 LOCAL GOVERNMENT. I DON'T THINK WE'RE GOING TO BE ABLE TO
4 HANDLE IT. I THINK IT'S PRETTY CLEAR THAT, AT SOME POINT, I
5 MEAN I ACTUALLY DON'T KNOW HOW YOU PROVIDE THESE MANDATED
6 SERVICES WITHOUT THE REQUISITE AMOUNT OF MONEY, AND I THINK
7 IT'S GOING TO PROVOKE, IF IT KEEPS GOING THE WAY IT'S GOING,
8 IT'S GOING TO PROVOKE SOME KIND OF A CONSTITUTIONAL CRISIS,
9 'CAUSE I DON'T THINK -- THERE ARE GOING TO BE SOME SERVICES WE
10 JUST ARE NOT GOING TO HAVE THE MONEY TO PROVIDE, AND WE MAY
11 NOT FULFILL OUR OBLIGATIONS UNDER THE LAW BECAUSE WE HAVE NOT
12 BEEN GIVEN THE MONEY WITH WHICH TO DO THAT, AND WE HAVE NO WAY
13 OF RAISING THOSE FUNDS UNDER TODAY'S LAWS. IT'S JUST GOING TO
14 BE THAT SIMPLE. AND MAYBE ULTIMATELY THIS CRISIS IS GOING TO
15 HAVE TO BE PLAYED OUT IN THE STATE SUPREME COURT.

16

17 **SUP. BURKE, CHAIR:** AND I JUST -- THE DIABOLICAL PART ABOUT
18 THIS IS THAT THE AREAS THAT THEY ARE SENDING TO US ARE THOSE
19 THAT BECOME GREATER WHEN YOU HAVE LESS MONEY IN A RECESSION.

20

21 **SUP. KNABE:** THEY'RE ALL CASELOAD DRIVEN DURING THE DOWNTIMES.

22

23 **SUP. BURKE, CHAIR:** AND THE REVENUES ARE THOSE THAT GO DOWN
24 DURING A RECESSION, WHICH MEANS THAT IT'S JUST, THE WHOLE
25 THING IS VERY DIABOLICAL BECAUSE IT PUTS YOU IN A POSITION OF



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1 WHEN THE TIME WHEN YOU HAVE LESS MONEY FROM SALES TAX,
2 CIGARETTE TAX BECAUSE IT'S A RECESSION, IS THE TIME WHEN YOU
3 HAVE MORE PEOPLE WHO ARE DEPENDENT ON SOME OF THESE OTHER
4 SERVICES, CHILDREN'S SERVICES AND ALL OF THOSE.

5

6 **SUP. YAROSLAVSKY:** BUT I JUST -- I WANT TO JUST FINISH MY ONE
7 THOUGHT AND THEN I'M DONE.

8

9 **SUP. BURKE, CHAIR:** I DIDN'T MEAN TO BREAK IN.

10

11 **SUP. YAROSLAVSKY:** IT'S ALL RIGHT, BECAUSE YOU'RE ABSOLUTELY
12 RIGHT, YOU'RE ABSOLUTELY RIGHT ABOUT THAT ASPECT OF IT. MY
13 POINT IS, I DON'T SEE, I DON'T SEE A WAY OUT. I REALLY SEE NO
14 WAY OUT IF THIS THING GOES, AND BY THE WAY, I THINK EVEN WITH
15 THE V.L.F., EVEN IF THE V.L.F. ISSUE IS RESOLVED, I DON'T
16 THINK THAT TAKES US OUT OF THE WOODS EITHER, BECAUSE EVEN WITH
17 V.L.F., WE'RE GOING TO BE IN THE NET SENSE BEHIND THE 8-BALL
18 COMPARED TO WHERE WE STARTED THE YEAR. I JUST WANT TO PUT
19 EVERYBODY UP IN SACRAMENTO, AND I THINK WE SHOULD DO THAT AND
20 I THINK THIS IS ONE OF THE WAYS WE CAN START TO DO THAT ON
21 NOTICE, THAT JUST BECAUSE THE LEGISLATURE AND THE GOVERNORS
22 SAY YOU MUST DO THIS DOESN'T MEAN IT'S GOING TO BE DONE. THERE
23 IS A POINT IN A DEMOCRACY, YOU HAVE TO BE -- DEMOCRACY DEPENDS
24 ON THE POSSIBLE. IF YOU SET UP IMPOSSIBLE THRESHOLDS TO BE
25 MET, THEN THE DEMOCRATIC PROCESS UNRAVELS. AND I THINK WHAT



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1 THE STATE IS NOW DOING IS IT'S MAKING IT IMPOSSIBLE FOR US TO
2 FULFILL OUR OBLIGATIONS, IT'S MAKING IT CERTAIN THAT WE WILL
3 VIOLATE THE LAW, THAT WE WILL BE FORCED TO VIOLATE THE LAW
4 BECAUSE WE DON'T PRINT MONEY IN THE BASEMENT OF THE HALL OF
5 ADMINISTRATION. IT'S JUST THAT SIMPLE. WE JUST CAN'T TAKE THIS
6 HIT. IT MAY FOR THE TIME BEING GET THE GOVERNOR OFF THE HOOK
7 AND, YOU KNOW, ENABLE HIM TO GO OUT AND DO WHATEVER HE'S GOING
8 TO DO WHILE EVERYBODY REELS, IT MAY GET THE LEGISLATURE OFF
9 THE HOOK WHILE WE ALL REEL, AND CITIES AND COUNTIES ALL OVER
10 CALIFORNIA, BUT THAT'S ONLY TEMPORARY, AND IT'S ELUSORY FOR
11 THEM TO THINK THAT THEY CAN GET AWAY WITH THIS, BECAUSE AT THE
12 END OF THE DAY, YOU CAN'T PUT THREE GALLONS OF WATER IN A TWO-
13 GALLON FLASK, NO MATTER HOW MUCH YOU TRY, THIS IS NOT AN
14 ACCOUNTING ISSUE, THIS IS A PHYSICS ISSUE. YOU CAN'T SPEND \$18
15 BILLION WHEN YOU ONLY HAVE \$16 BILLION TO SPEND AS A COUNTY
16 HERE IN LOS ANGELES, PERIOD, OVER AND OUT.

17

18 **SUP. BURKE, CHAIR:** SUPERVISOR MOLINA.

19

20 **SUP. MOLINA:** WELL, HAVING BEEN HERE WHEN IT WAS DONE THE LAST
21 TIME, AS DIABOLICAL AND HOW IT DOESN'T WORK, THEY WILL DO IT,
22 AND THEY ARE GOING TO DO IT, AND THE REALITY IS IS THAT
23 SENDING A LETTER TO THE GOVERNOR SAYING DON'T DO IT IS NOT
24 GOING TO STOP IT. WE ARE GOING TO HAVE TO ROLL UP OUR SLEEVES
25 AND RECOGNIZE AND UNDERSTAND THAT WE ARE GOING TO HAVE TO



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1 FIGHT LIKE HELL ON THIS ISSUE. I GOT MY FIRST PHONE CALL THIS
2 MORNING. THEY WERE BRIEFED YESTERDAY. AND I AM CONCERNED THAT
3 WE DO NOT HAVE AN ARMY OF PEOPLE UP THERE RIGHT NOW WALKING
4 THE HALLWAYS AS THEY ARE DISCUSSING IT IN CAUCUS, THEY'RE IN
5 CAUCUS RIGHT NOW, AND WE HAVE NOT BEEN PART OF THE DISCUSSION
6 OR THE DEBATE. WE ARE WAITING FOR ORIENTATION IN WHICH WE'RE
7 GOING TO GO UP THERE AND THEY'RE GOING TO COME HERE. WE NEED
8 AN ARMY OF LOBBYISTS LIKE YOU CAN'T BELIEVE THAT ARE GOING TO
9 BE ARMING THEMSELVES AND TELL EVERY SINGLE LEGISLATOR WHAT
10 IT'S GOING TO MEAN FOR THEIR COMMUNITIES HERE. THEY DON'T HAVE
11 THAT. THEY DIDN'T HAVE IT BEFORE WHEN I WENT OUT THERE, WE GOT
12 LAUGHED OUT OF THAT ROOM. MISS BURKE I THINK YOU WERE WITH ME,
13 RIGHT, AT THE TIME, WHERE THEY SENT US OUT, AND OUR BEST
14 FRIENDS, TERRY FRIEDMAN, BURT MARGOLAN, YOU KNOW, BOUGHT INTO
15 THE WHOLE SCHEME. THEY VOTED FOR IT, AT THAT TIME. WE DID NOT
16 HAVE ANY KIND OF AN ALTERNATIVE AT ALL. WE WERE NOT PLAYERS IN
17 THAT SITUATION AT ALL, OTHER THAN SAYING "DON'T DO IT TO US,
18 DON'T DO IT TO US, DON'T DO IT TO US," BUT THE REALITY IS, WE
19 WEREN'T FIGHTING UP THERE. WE CAN FIGHT HERE ALL WE WANT, BUT
20 IT DOESN'T MEAN ANYTHING IF YOU'RE NOT UP THERE EVERY SINGLE
21 DAY, AND I'VE BEEN CONCERNED ABOUT IT, I'VE TALKED TO DAVID
22 ABOUT IT, AND I DON'T KNOW WHEN WE'RE GOING TO GET MOVING ON
23 IT. RIGHT NOW, I'VE ASKED FOR A BRIEFING FOR THAT LEGISLATOR
24 THAT CALLED ME BECAUSE HE DOES NOT UNDERSTAND WHAT IT WILL
25 MEAN FOR HIM AND HE'S BUYING INTO THE BACKFILL. DON'T WORRY



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1 ABOUT IT 'CAUSE WE'RE GOING TO GIVE YOU THE MONEY, BUT I SAID,
2 "YOU CAN'T BUY INTO THAT." I SAID, "WE HAVE BEEN STUNG THIS
3 WAY TOO MANY TIMES", I SAID "THAT'S WHY WE'RE IN THE HEALTH
4 CRISIS THAT WE'RE IN." WE GET THE MANDATE WITH NO DOLLARS. WE
5 HAVE THE LARGEST AMOUNT OF PEOPLE THAT ARE UNINSURED AND THAT
6 WE HAVE TO DEAL WITH. THAT IS WHY WE'RE CLOSING THE CLINICS IN
7 YOUR COMMUNITY. THAT'S WHY WE'RE GOING TO CLOSE A HOSPITAL IN
8 YOUR COMMUNITY. THEY NEED TO KNOW THAT. WE'VE GOT TO BE
9 PREPARED, DAVID. I MEAN, AND IT CAN'T BE THE BIG PICTURE. THEY
10 HAVE TO KNOW IN THEIR NEIGHBORHOODS, THEY NEED TO KNOW, AS I
11 TOLD HIM, THE FIRST ONES TO GET CUT WHEN YOU CUT US AND YOU DO
12 THIS IS GOING TO BE THE LIBRARIES AND THE PARKS IN THE
13 UNINCORPORATED AREA, 'CAUSE EVEN WHEN THE CUTS COME ALL THE
14 WAY DOWN HERE, THAT'S THE FIRST PLACE YOU GO. IT'S OUR ONLY
15 DISCRETIONARY MONEY, SO LET'S GO AFTER THE LIBRARIES AND THE
16 PARKS THAT PRACTICALLY HAVE NOTHING TODAY. SO, ZEV, YOUR
17 MOTION IS FINE, BUT IF YOU DON'T START PUTTING TOGETHER A
18 LEGISLATIVE STRATEGY THAT IS ARMED WITH LOBBYISTS THAT ARE
19 GOING TO BE UP THERE EVERY SINGLE DAY WALKING THE HALLWAYS,
20 CATCHING THESE MEMBERS AT EVERY SINGLE ONE OF THESE HEARINGS,
21 OUR FOLKS SIT IN AN OFFICE UP THERE, THEY DON'T EVEN GO TO THE
22 LEGISLATURE UNLESS SOMEBODY CALLS THEM. I MEAN I'M SERIOUS.
23 FOR THIS IS WE'RE IN A BATTLE AND IF WE'RE GOING TO THINK THAT
24 THE -- WHAT IS IT, THE COUNTY FOLKS, I MEAN, THEY DON'T FIGHT
25 FOR OUR NUMBERS. L.A. COUNTY HAS TO STAND ALONE. OUR NUMBERS



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1 ARE SO BIG, THAT WHEN YOU GO UP THERE AND YOU ARE TALKING AND
2 A DELEGATION IS TALKING ABOUT HOW BIG OUR NUMBERS ARE, WE ARE
3 ONE-THIRD OF THE STATE'S POPULATION, AND CONSEQUENTLY, THAT'S
4 HOW BIG OUR FINANCIAL NUMBERS ARE. YOU CAN'T PROVE THAT.
5 YOU'VE GOT TO ARM THESE LEGISLATORS, AND THEY'RE NOT GOING TO
6 BE ARMED WITH IT. YOU HAVE THE GOVERNOR'S PEOPLE CONVINCING
7 THEM EVERY SINGLE DAY WHAT A GOOD STRATEGY THIS IS. YOU'RE
8 GOING TO HAVE LEADERS, AND UNFORTUNATELY, BECAUSE IF THEY CAN
9 GET THEIR BEST PROGRAM FUNDED AND THEY CAN MAKE THIS SPECIAL
10 DEAL FOR THEIR POOL AND THEIR PARK, THEY'LL BUY OFF ON
11 SOMETHING THAT'S REALLY BAD FOR US. IF THEY CAN GET THEIR BILL
12 SIGNED, THEY'LL SELL US OUT. I WAS THERE THE LAST TIME. I HAVE
13 SERVED THERE AS A MEMBER, YVONNE HAS SERVED THERE AS A MEMBER,
14 MIKE HAS SERVED THERE AS A MEMBER. ANYTHING CAN HAPPEN,
15 INCLUDING THE UNCONSTITUTIONAL. SO DIABOLICAL CAN HAPPEN AS
16 WELL, YVONNE, AND SO CONSEQUENTLY, WE NEED TO BE PREPARED TO
17 FIGHT. I DON'T THINK WE'RE PREPARED. I'VE TALKED TO DAVID
18 ABOUT THIS. I JUST DON'T THINK WE HAVE PEOPLE WALKING AROUND
19 EVERY SINGLE DAY. I MEAN, C.S.A.C. DOES, BUT THAT'S THE
20 GENERIC, THAT'S THE BIG ISSUE. OUR DELEGATION IS HUGE. IT'S
21 HUGE, AND THERE IS NO REASON THAT EVERY SINGLE ONE OF THOSE
22 MEMBERS SHOULD KNOW EXACTLY WHAT IT MEANS TO THEIR DISTRICT,
23 AND WE DON'T HAVE THAT INFORMATION. THEY'RE NOT GOING TO GET
24 IT IN THE NEXT THREE MONTHS. THEY'RE NOT GOING TO KNOW EXACTLY
25 UNLESS WE ARE PREPARED TO OUTLINE IT FOR THEM. WE HAVE TO BE



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1 THERE EVERY SINGLE DAY, THOSE HEARINGS, AND THAT IS THE ONE
2 ISSUE. I AM, RIGHT NOW, TRYING TO SET UP A MEETING OR A
3 HEARING IN SACRAMENTO ON THE HEALTHCARE ISSUE, BECAUSE I WANT
4 THOSE LEGISLATORS TO QUERY ME, TO QUESTION ME. I WANT TO BE UP
5 FRONT AND LET THEM KNOW WHAT OUR SITUATION IS. I'D LIKE TO BE
6 THERE ON THIS BUDGET DISCUSSION. I DON'T WANT C.S.A.C.
7 REPRESENTING ME. WHY DON'T I GO UP THERE AS A COUNTY
8 SUPERVISOR AND TELL THEM THE KIND OF IMPACT THAT IT'S GOING TO
9 HAVE. LOOK THEM EYEBALL TO EYEBALL AND LET THEM KNOW WHAT IT'S
10 GOING TO BE SO THEY CAN'T WALK AWAY AND THEN THE LAST MOMENT
11 WE RUN UP THERE ON THE DAY THEY'RE MAKING DECISIONS AND
12 THEY'RE GOING TO BE BOUGHT OFF BY DIFFERENT -- IT REQUIRES A
13 MAJOR STRATEGY AND I THINK THAT WE NEED TO HAVE DAVID COME
14 BACK TO US, AND AGAIN, I DON'T KNOW, YOU KNOW, YOU DON'T WANT
15 TO TELL THEM WHAT YOUR STRATEGY IS, BUT WE NEED A PLAN, THAT
16 IS GOING TO BE ARMED WITH LOBBYISTS, WITH PEOPLE WHO ARE GOING
17 TO BE INFORMED, PEOPLE WHO ARE GOING TO KNOW EVERY SINGLE
18 MINUTE OF THE DAY. THIS IS A SITUATION WHERE THE ONLY WAY THAT
19 WE'RE GOING TO GET AN EDGE IS BY LETTING THEM KNOW CLEARLY THE
20 IMPACT THAT IT'S GOING TO HAVE ON THEIR DISTRICTS AND THEIR
21 COMMUNITIES. NOW THEY CAN CHOOSE TO CONTINUE TO PASS ON THE
22 RESPONSIBILITY AND NOT THE DOLLARS, WHICH IN THE END, THEY MAY
23 DO BECAUSE THEIR DEFICIT IS SO GREAT, BUT THE WORST PART ABOUT
24 IT WHAT I KNOW NOW AND WHAT I KNEW BACK THEN IS THAT WE DIDN'T
25 FIGHT SQUARELY ENOUGH WITH THEM, AND WE WERE DISMISSED PRETTY



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1 REGULARLY. AND IF YOU LET C.S.A.C. DO IT FOR YOU, WELL THEY
2 WILL ALSO ABANDON US AT THE END, BECAUSE IN THE END IT IS
3 EASIER TO PROTECT WHAT, TWO-THIRDS OR THREE-QUARTERS OF ALL
4 THE COUNTIES. AND YEAH, WELL L.A. LET IT SINK OR SWIM ON ITS
5 OWN, AND OTHER COUNTIES THAT ARE LARGE OR THAT HAVE LOTS OF
6 MONEY LIKE SAN FRANCISCO OR OTHERS THEY GET PROTECTED BY
7 SOMETIMES ONE LEGISLATOR OR TWO LEGISLATORS. YOU KNOW THE KIND
8 OF POSITION OF POWER THEY'RE IN. WE ARE IN A POSITION OF POWER
9 BY THE NUMBER OF OUR DELEGATION. WE WILL BE IN A POSITION OF
10 POWER IF WE CAN ARM THEM WITH ALL OF THE INFORMATION. THEY
11 STARTED THEIR DISCUSSIONS YESTERDAY, THEY'RE IN CAUCUS TODAY,
12 AT LEAST ON THE DEMOCRATIC SIDE. I DON'T KNOW ABOUT THE
13 REPUBLICAN SIDE. AND I DO KNOW THAT THERE ARE A LOT OF
14 FRESHMEN MEMBERS UP THERE THAT DON'T HAVE THIS INFORMATION.
15 THEY DON'T EVEN UNDERSTAND HOW V.L.F. WORKS. AND I DON'T MEAN
16 TO BE DISRESPECTFUL TO THEM. THEY'RE LEARNING ALONG THE WAY
17 IT'S A VERY, VERY TRICKY FORMULA, AND THEY'RE BEING MISLED
18 RIGHT NOW BY WHAT THEY'RE BEING TOLD, DON'T WORRY ABOUT IT,
19 'CAUSE THEY'RE GOING TO HAVE A DEDICATED STREAM OF REVENUE. A
20 DEDICATED STREAM. ONE OF THE THINGS THAT THEY HAVE TO REMEMBER
21 IS THAT THE MANDATE ALWAYS STAYS IN LAW, THE BUDGET IS DONE
22 EVERY YEAR. AND THAT CAN BE CHANGED AT ANY MOMENT AS WELL. SO
23 IN LAW, THEY CANNOT DEDICATE THE MONEY ANYWAY. THEY CAN ONLY
24 DEDICATE IN LAW THE MANDATE. THEY CAN PUT IN THEIR BUDGET
25 EVERY YEAR THAT THIS IS GOING TO BE DEDICATED TO IT, BUT FOR



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1 THE MOST PART THEY CAN TAKE IT OUT AT ANY TIME. SO THERE ARE A
2 LOT OF ISSUES. AND SO DAVID AND ZEV, IT IS ONE THING TO TELL
3 THE GOVERNOR WE DON'T LIKE IT, HOPEFULLY HE KNOWS THAT WE
4 DIDN'T LIKE IT FROM DAY ONE, AND I THINK WE SHOULD SEND THAT
5 LETTER, BUT WE'VE GOT TO COME UP WITH A STRATEGY BECAUSE WE
6 CANNOT -- I'M REALLY CONCERNED WE DON'T HAVE THE STRATEGY ON
7 THE HEALTHCARE ISSUE. WE ARE IN A SPECIAL SESSION ON THE
8 HEALTHCARE ISSUE, AND WE NEED TO GO UP THERE AND MAKE OUR
9 DEMANDS CLEAR ABOUT THAT, THEY'RE GOING TO THROW THE BOOK AT
10 US, THEY'RE ALREADY ANGRY, AND BELIEVE ME I AM SHOCKED AND
11 SURPRISED, AS MUCH AS I'VE TAKEN MY SHOW ON THE ROAD ABOUT
12 WHAT WE'RE CLOSING, I HAVE A LETTER HERE ALREADY TELLING ME
13 ABOUT THEY DON'T UNDERSTAND HOW WE COULD BE CLOSING CLINICS
14 WHEN WE HAVE ALL THIS MONEY. AND I WOULD LOVE -- WE NEED TO
15 ARM OURSELVES AND WE NEED TO DO IT WELL, AND WE'RE NOT DOING
16 IT SO FAR. SO I WOULD ONLY ADD AND I WOULD AMEND THE MOTION TO
17 INCLUDE THAT WE HAVE TO HAVE A CLEAR STRATEGY TEAM THAT IS
18 GOING TO OPERATE ON THIS BUDGET. AND THIS IS NOT -- THIS IS
19 SEPARATE AND APART FROM THE HEALTHCARE ISSUE ON THE SPECIALS,
20 JUST ON THIS BUDGET ALONE THAT IS GOING TO HAVE NOT ONLY A SET
21 OF LOBBYISTS THAT ARE GOING TO BE WELL ARMED AND PREPARED, BUT
22 THEY ARE GOING TO PROBABLY DIVIDE UP OUR DELEGATION AND HAVE
23 RESPONSIBILITIES THAT GO DIRECTLY AS TO WHAT MEMBER THEY'RE
24 RESPONSIBLE FOR, SO THEY HAVE A QUESTION ABOUT WHAT IT MEANS
25 FOR THEIR PARK, WHAT IT MEANS FOR THEIR LIBRARY, WHAT IT MEANS



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1 FOR ALL OF THEIR PROGRAMS IN THIS AREA THAT THEY'RE GOING TO
2 HAVE A STAFF PERSON UP THERE WHO IS GIVING THEM THAT
3 INFORMATION, 'CAUSE THEY NEED TO KNOW THAT. OTHERWISE, WE'RE
4 GOING TO GET SOLD DOWN THE RIVER AS WE WERE THE LAST TIME BY
5 THE GOVERNOR AND THEY DO IT TO US AGAIN, AND IT'S A BIG
6 PROBLEM, SO THEY WOULD DO ANYTHING. SO I WOULD RECOMMEND THAT
7 WE AMEND IT TO INCLUDE THAT.

8

9 **SUP. BURKE, CHAIR:** I ALSO THINK IT'S IMPORTANT FOR US TO GET
10 SOME OF THE ADVOCATES WHO THEY CANNOT GAIN ANYTHING FROM THIS
11 BUDGET. I HAVE TO BELIEVE THAT SOME OF THE ADVOCATES FOR SOME
12 OF THESE PROGRAMS ARE GOING TO BE CONVINCED THEY'RE MUCH
13 BETTER OFF STAYING WITH THE STATE THAN COMING HERE WHERE THE
14 REVENUE SOURCE IS GOING TO BE VERY QUESTIONABLE. AND THE
15 LEGISLATORS, FROM WHAT I'VE GATHERED AND WHAT I SEE IS THAT WE
16 HAVE SOME WHO ARE VERY IDENTIFIED WITH COUNTIES, BUT THEY'RE
17 OVERWHELMED WITH THIS \$35 BILLION. THEY DON'T KNOW HOW TO DEAL
18 WITH IT. AND WHO WOULD? I MEAN, THERE'S NEVER BEEN THIS KIND
19 OF A DEFICIT. THERE'S NEVER BEEN THIS KIND OF AN INCREASE IN
20 THE STATE BUDGET THAT ANYONE HAS HAD TO TRY TO RETRENCH FROM.
21 BUT ONE OF THE THINGS THEY RESPOND TO ARE SOME OF THESE
22 LOBBYING GROUPS AND ADVOCACYCY GROUPS, INCLUDING ORGANIZED
23 LABOR, AND I WOULD SAY TO OUR FRIENDS IN LABOR, YOUR EMPLOYEES
24 ARE NOT GOING TO COME OUT BETTER PUTTING ALL OF THIS
25 RESPONSIBILITY ON THE COUNTIES. YOU'RE MUCH BETTER TO DEAL



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1 WITH THE STATE AND WITH THE GOVERNOR AS FAR AS SOME OF THOSE
2 ISSUES, AND PARTICULARLY SOME OF THOSE WHERE THE GOVERNOR'S
3 BEEN VERY FAVORABLE IN TERMS OF GRANTING INCREASES AND ALL OF
4 THOSE THINGS. SO I HOPE THAT WE CAN GET ADVOCATES AND
5 ORGANIZED LABOR TO JOIN WITH US TO SAY IT'S NOT IN THE BEST
6 INTERESTS OF THEIR EMPLOYEES OR OF THE PEOPLE THAT THEY SERVE
7 AND THE CONSUMERS TO SHIFT THE BURDEN TO THE COUNTY. THEY'RE
8 GOING TO BE MUCH BETTER BECAUSE THE STATE IS GOING TO HAVE, IN
9 FUTURE YEARS, THE MONEY, AND THEY'RE NOT GOING TO BE ABLE TO
10 TRANSFER IT BACK, BUT WHEN YOU GET INCOME TAX GOING BACK UP
11 AND CAPITAL GAINS GOING BACK UP, THE STATE IS GOING TO HAVE A
12 CHANCE TO RECOVER SOME OF ITS FINANCIAL STABILITY. L.A. COUNTY
13 DOES NOT HAVE THE ABILITY TO RECOVER THAT WAY. SO SOME OF
14 THESE GROUPS ARE MUCH BETTER TO STAY WITH THE STATE, AND I
15 HOPE THEY JOIN US UP THERE IN SACRAMENTO LOBBYING TO
16 RECONSIDER THIS APPROACH TO THE REALIGNMENT AND PARTICULARLY
17 INTO THE SHIFTING OF SOME OF THIS MANDATE.

18

19 **SUP. ANTONOVICH:** LET ME JUST, GLORIA IS ABSOLUTELY CORRECT.
20 AND WE NEED A STRATEGIC ACTION PLAN YESTERDAY SO THAT THOSE
21 LEGISLATORS KNOW THE SPECIFIC ISSUES AND THE FINANCIAL
22 IMPLICATIONS FOR THIS COUNTY. SECONDLY, THE DEDICATED REVENUE
23 STREAM IS REALLY A BUNCH OF NONSENSE BECAUSE WE HAD A
24 DEDICATED REVENUE STREAM CALLED PROPOSITION 172, AND WHILE
25 THEY MENTIONED IT WAS GOING TO RESOLVE ALL OF PUBLIC SAFETY



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1 AND THEY SHOWED THE PARAMEDICS AND THE SHERIFF AND THE POLICE
2 OFFICERS RESPONDING TO EMERGENCIES AS IF THERE WOULD BE NO
3 MORE PROBLEMS WITH THEIR BUDGETS, WE KNOW WHAT HAPPENED, AND
4 WE HEAR IT EVERY BUDGET TIME, THAT THERE WERE LOOPHOLES IN
5 THAT PROPOSAL, AND THE STATE HAS TO BE REALISTIC AND ELIMINATE
6 MANDATES IF THEY'RE NOT GOING TO GIVE THE MONEY, BUT TO FOOL
7 THE PUBLIC WITH SOME TYPE OF REVENUE STREAM WHICH REALLY IS
8 NOT A REVENUE STREAM, IS WRONG. THE PAST FOUR YEARS, UNLIKE
9 OTHER STATES IN THIS UNION, SPENDING SKYROCKETED FASTER AT THE
10 STATE LEVEL THAN POPULATION AND INFLATION COMBINED, AND AS A
11 RESULT OF THAT, WE HAVE STATES LIKE COLORADO, WHO HAD SIMILAR
12 PROBLEMS, HAVE A SURPLUS TODAY IN DEALING WITH THEIR CRISIS,
13 WHEREAS WE HAVE A 28-TO-35-BILLION-DOLLAR DEFICIT. AND SO
14 WE'RE PAYING THE SINS OF THE SPENDING POLICIES OF THE PAST
15 FOUR YEARS AND THOSE SWEETHEART CONTRACTS THAT WERE GIVEN
16 DIRECTLY ARE ROBBING EVERY CITY AND COUNTY'S LIBRARY AND OTHER
17 PUBLIC SAFETY WHICH IS GOING TO BE JEOPARDIZED BECAUSE OF THE
18 GENERAL FUND SOURCE OF REVENUE THAT SUPPORTS THEIR ACTIVITIES.
19 WE'RE BEING JEOPARDIZED, AND IT HAS TO BE RESOLVED BY AN
20 EFFECTIVE LEGISLATIVE EFFORT AND THE COUNTY HAS TO HAVE OUR
21 OWN LEGISLATIVE AIDS IN SACRAMENTO WITH THE INFORMATION AS TO
22 THE IMPLICATIONS OF THE CUTS THAT ARE BEING PROPOSED.
23



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1 **SUP. BURKE, CHAIR:** YOU DIDN'T ADD SENDING BACK ALL THE MONEY
2 WHEN WE HAD SOME MONEY, IN SURPLUS IN CALIFORNIA, GIVING BACK
3 \$33 IN MONEY --

4

5 **SUP. ANTONOVICH:** ALL RIGHT, AND THE STATE GIVES BACK TO
6 WASHINGTON MONEY THAT SHOULD'VE REMAINED IN CALIFORNIA FOR
7 VITAL SERVICES WHICH THEY HAD A RESPONSIBILITY TO PROVIDE IN
8 THOSE PROGRAMS. SO YOU'RE RIGHT.

9

10 **SUP. BURKE, CHAIR:** ALL RIGHT. IS THERE ANYTHING FURTHER? DO
11 YOU HAVE ANYTHING FURTHER, SUPERVISOR YAROSLAVSKY?

12

13 **SUP. YAROSLAVSKY:** HAVE WE VOTED ON THE MOTION?

14

15 **SUP. ANTONOVICH:** WE HAVEN'T VOTED YET NO.

16

17 **SUP. YAROSLAVSKY:** I THINK WE NEED IT. IT'S AMENDED.

18

19 **SUP. BURKE, CHAIR:** OKAY IT'S MOVED AND SECONDED WITHOUT
20 OBJECTION, SO ORDERED. AS AMENDED.

21

22 **SUP. YAROSLAVSKY:** I HAVE ONE OTHER ITEM, MADAM CHAIR, THAT I
23 WAS HOLDING.

24

25 **SUP. BURKE, CHAIR:** YOU WERE HOLDING THE ONE ON THE FLOODING.



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1

2 **SUP. YAROSLAVSKY:** IT'S A EMINENT DOMAIN ISSUE. 64. PUBLIC
3 HEARING.

4

5 **CLERK VARONA-LUKENS:** MADAM CHAIR, I WOULD LIKE TO ASK ALL
6 THOSE WHO PLAN TO TESTIFY ON ITEM 64 TO STAND AND RAISE THEIR
7 RIGHT HAND AND BE SWORN IN. IN THE TESTIMONY YOU MAY GIVE
8 BEFORE THIS BOARD, DO YOU SOLEMNLY SWEAR TO TELL THE TRUTH,
9 THE WHOLE TRUTH, AND NOTHING BUT THE TRUTH SO HELP YOU GOD?
10 THANK YOU. PLEASE BE SEATED.

11

12 **SUP. BURKE, CHAIR:** I HAVE A CARD FOR RICHARD SCOTT. HOW DO YOU
13 WISH TO - LET'S CALL RICHARD SCOTT UP FOR, HE'S OPPOSING IT.

14

15 **RICHARD WEISS:** MADAM CHAIR, THERE'S A BRIEF STAFF PRESENTATION
16 WITH JURISDICTIONAL REQUIREMENTS.

17

18 **SUP. BURKE, CHAIR:** YES, OKAY COULD WE HAVE THE STAFF
19 PRESENTATION, AND THEN WE'LL HEAR FROM RICHARD SCOTT.

20

21 **SUP. KNABE:** OKAY, WE'LL GO AHEAD AND HAVE THE STAFF
22 PRESENTATION. WHO'D LIKE TO GO FIRST?

23

24 **CARLOS RAYO:** MADAM CHAIR, MEMBERS OF THE BOARD, MY NAME IS
25 CARLOS RAYO WITH THE CHIEF ADMINISTRATIVE OFFICE. WITH ME



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1 TODAY IS DEPUTY CHIEF HAWKINSON FROM THE FIRE DEPARTMENT, AND
2 MASOUD OF THE COUNTY WITH THE DEPARTMENT OF PUBLIC WORKS. THE
3 FOLLOWING IS A BRIEF DESCRIPTION OF THE PROJECT. THE
4 CONSOLIDATED FIRE PROTECTION DISTRICT IS CURRENTLY IN THE
5 PROCESS OF CONSTRUCTING A NEW FACILITY TO SERVE AS THE
6 LOCATION OF FIRE STATION 72 ON DECKER CANYON ROAD IN THE
7 UNINCORPORATED TERRITORY OF MALIBU. THE DEPARTMENT OF PUBLIC
8 WORKS IS MANAGING THE CONSTRUCTION OF THE PROJECT. AND WHEN
9 COMPLETED, THE NEW STATION WOULD PROVIDE FIRE PROTECTION,
10 RESCUE, AND EMERGENCY MEDICAL RESPONSE FOR AN APPROXIMATELY 22
11 SQUARE-MILE AREA. SEWERS ARE NOT AVAILABLE IN THIS AREA OF THE
12 COUNTY. AND THEREFORE, THE NEW FACILITY HAS BEEN DESIGNED WITH
13 A PRIVATE SEWAGE DISPOSAL SYSTEM, INCLUDING A SEPTIC TANK AND
14 LEECH FIELD SYSTEM. IT HAS BEEN DETERMINED THAT THE FIRE
15 STATION 72 SITE CANNOT ACCOMMODATE AN ADEQUATE LEECH FIELD.
16 THEREFORE THE CHIEF ADMINISTRATIVE OFFICE, THE DEPARTMENT OF
17 PUBLIC WORKS AND THE FIRE CHIEF ARE PROPOSING TO ACQUIRE AN
18 EASEMENT OVER A PORTION OF AN ADJACENT PROPERTY TO CONSTRUCT
19 SERVICE AND MAINTAIN THE LEECH FIELD. BASED UPON THE
20 INFORMATION DEVELOPED IN THE COURSE OF PLANNING AND DESIGNING
21 THIS PROJECT, WE HAVE CONCLUDED THAT, ONE, THE PUBLIC INTEREST
22 IN NECESSITATING AND REQUIRE THIS PROJECT. TWO, THE PROJECT
23 HAS BEEN PLANNED AND LOCATED IN THE MANNER THAT WILL BE MOST
24 COMPATIBLE WITH THE GREATEST PUBLIC GOOD AND THE LEAST PRIVATE
25 INJURY, AND, THREE, THE PROPERTY SOUGHT TO BE ACQUIRED IS



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1 NECESSARY FOR THIS PROJECT. WE HAVE OBTAINED AN APPRAISAL OF
2 THE FAIR MARKET VALUE OF THE PROPERTY SOUGHT TO BE ACQUIRED
3 AND HAVE MADE AN OFFER TO THE OWNER OF RECORD TO ACQUIRE THE
4 PROPERTY FOR THE FULL AMOUNT OF THE APPRAISED -- FOR THE
5 APPRAISAL. AND THIS OFFER HAS BEEN REJECTED. WE THEREFORE
6 RECOMMEND THAT YOUR BOARD ADOPT A RESOLUTION OF NECESSITY FOR
7 THIS PROJECT AND AUTHORIZE COUNTY COUNSEL TO INSTITUTE EMINENT
8 DOMAIN PROCEEDINGS TO ACQUIRE THE PROPERTY DESCRIBED IN THE
9 RESOLUTION.

10

11 **SUP. KNABE:** ANYONE ELSE FROM STAFF WISH TO QUESTION AT THIS
12 POINT? OKAY.

13

14 **RICHARD SCOTT:** MY NAME'S RICHARD SCOTT, SUPERVISOR. I
15 REPRESENT THE OWNER NINA BOMAR, OF THE PROPERTY THAT'S
16 PROPOSED TO BE ACQUIRED OVER WHICH THE EASEMENT IS TO BE
17 ACQUIRED. I WOULD LIKE TO JUST MAKE A RECORD. WE'VE REJECTED
18 THE OFFER. WE'VE PROVIDED THE DEPARTMENT WITH AN APPRAISAL
19 FROM OUR APPRAISER, WHICH IS SUBSTANTIALLY GREATER THAN THAT,
20 SO WE ARE STILL NEGOTIATING A POSSIBLE SETTLEMENT OF THAT, BUT
21 FOR THE RECORD, THIS CONSTRUCTION OF THE FIRE STATION
22 CONTIGUOUS TO MY CLIENT'S PROPERTY WAS DONE OVER A PERIOD OF
23 SEVERAL YEARS. THE PROPERTY -- THE CONSTRUCTION FAILED DUE TO
24 A SLIDE. THERE WAS FILL PUT IN TO RESOLVE THAT. WE DON'T
25 BELIEVE -- WE HAVE AN EXPERT WITNESS WHO HAS INDICATED THAT A



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1 ALTERNATIVE SEPTIC SYSTEM CAN BE INSTALLED ON THAT SITE WITH
2 THE -- THE COUNTY GENERALLY DOES NOT APPROVE ALTERNATE SEPTIC
3 SYSTEMS BUT IT DOES IN MALIBU LAKE BECAUSE OF THE UNIQUE
4 CIRCUMSTANCES THERE. THEREFORE WE DON'T BELIEVE THERE'S A
5 NECESSITY FOR THIS TAKING AND THAT'S THE ESSENCE OF THE
6 TESTIMONY.

7

8 **SUP. KNABE:** ARE THERE ANY QUESTIONS OF MR. SCOTT? OKAY. ANY
9 RESPONSE FROM STAFF OUR COUNSEL?

10

11 **CARLOS RAYO:** SUPERVISOR KNABE, THE ISSUE OF THE APPROPRIATE
12 AMOUNT OF COMPENSATION IS REALLY NOT THE FOCUS OF THIS
13 HEARING. THAT WILL BE DETERMINED DURING THE COURSE OF THE
14 EMINENT DOMAIN PROCEEDINGS. THE FOCUS OF THIS HEARING IS TO
15 DETERMINE WHETHER OR NOT THE CRITERIA TO SUPPORT A RESOLUTION
16 OF NECESSITY HAVE BEEN MADE BY THE COUNTY. IT IS MY
17 UNDERSTANDING THAT THE COUNTY'S CONSULTANT DID EVALUATE
18 ALTERNATIVE SOLUTIONS TO THE SEWAGE PROBLEM AND DETERMINED
19 THAT THE PROPOSAL IS THE ONLY FEASIBLE AND PREFERRED MANNER
20 AND, IN OUR OPINION, THE BOARD WOULD BE WITHIN ITS LEGAL
21 RIGHTS TO GO FORWARD AND ADOPT THE RESOLUTION OF NECESSITY
22 TODAY.

23

24 **SUP. KNABE:** OKAY. ANY OTHER QUESTIONS? WE MAY HAVE TO TABLE
25 THIS ITEM -- OR WE SHOULD TABLE THIS ITEM. IT'S A 4-VOTE ITEM.



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1 DO YOU WANT TO, EITHER ONE OF OUR COLLEAGUES ARE IN EARSHOT
2 HERE?

3

4 **SUP. ANTONOVICH:** TAKE A 60-SECOND RECESS.

5

6 **SUP. YAROSLAVSKY:** ALL RIGHT, I'LL MOVE APPROVAL OF THE STAFF
7 RECOMMENDATION.

8

9 **SUP. KNABE:** IT'S BEEN MOVED. IS THERE A SECOND? BEEN MOVED AND
10 SECONDED. ANY FURTHER QUESTIONS? DO YOU NEED A ROLL CALL ON
11 THIS ON THE 4-VOTE, OR JUST HEARING NO OBJECTIONS, SO ORDERED.

12

13 **SUP. BURKE, CHAIR:** NO OBJECTIONS, SO ORDERED.

14

15 **SUP. KNABE:** THANK YOU.

16

17 **SUP. BURKE, CHAIR:** ALL RIGHT. SUPERVISOR ANTONOVICH. YOU
18 ALREADY HAD YOUR -- DO YOU HAVE YOUR SPECIALS?

19

20 **SUP. KNABE:** I HAVE MY ADJOURNMENTS?

21

22 **SUP. BURKE, CHAIR:** YOU HAVE YOUR ADJOURNMENTS?

23

24 **SUP. KNABE:** YEAH PLEASE. MADAM CHAIR, MEMBERS OF THE BOARD, AS
25 I MENTIONED EARLIER TOO, I DID WANT TO JOIN WITH MR.



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1 YAROSLAVSKY IN BILL GRIER'S ADJOURNMENT. HE WAS A DEAR FRIEND,
2 HE AND HIS WIFE, BILLY AND HE WILL BE DEEPLY MISSED. ALSO THAT
3 WE ADJOURN TODAY IN MEMORY OF ROY FERRAN. ROY IS VERY ACTIVE
4 IN LION'S CLUB. HE'S A PAST GOVERNOR IN DISTRICT 403, VERY
5 INVOLVED IN THE HARBOR CITY CHAMBER OF COMMERCE AND A MEMBER
6 OF SAINT MATTHEW LUTHERAN CHURCH IN HARBOR CITY. HE'S SURVIVED
7 BY HIS DAUGHTER, DEBBIE, SON DOUG, TEN GRANDCHILDREN AND ONE
8 GREAT-GRANDDAUGHTER, TWO BROTHERS AND ONE SISTER. AND ALSO
9 THAT WE ADJOURN TODAY IN MEMORY OF MR. - MISS MORALIA UREMA,
10 SHE WAS A WORLD CHAMPION GYMNAST AND FEATURE PERFORMER WHO
11 HELPED LEAD THE CIRQUE DU SOLEIL TO INTERNATIONAL PROMINENCE.
12 SHE PASSED AWAY PEACEFULLY AT HER HERMOSA BEACH RESIDENCE.
13 SHE'S SURVIVED BY HER HUSBAND, HER DAUGHTER, AND LOVING
14 FAMILY. THOSE ARE MY ADJOURNMENTS. SO ORDERED. LET ME SEE
15 HERE. I DON'T BELIEVE I HELD ANYTHING. SUPERVISOR ANTONOVICH?

16

17 **SUP. ANTONOVICH:** RIGHT. FOR NEXT WEEK, CAROUSEL RANCH WHICH IS
18 A NONPROFIT ORGANIZATION HELPING CHILDREN WITH DISABILITIES
19 DEVELOP MOTOR SKILLS AND SELF-ESTEEM THROUGH EQUESTRIAN
20 THERAPY, AS OF DECEMBER 31st HAS LOST THEIR LEASE ON A RANCH.
21 THE OWNERS NOW ARE ATTEMPTING TO FIND A STABLE FOR THEIR EIGHT
22 HORSES WHICH THEY PROVIDE THE THERAPEUTIC RIDING LESSONS FOR
23 THOSE CHILDREN, AND THEY HAVE APPEALED TO THE SANTA CLARITA
24 VALLEY COMMUNITY SOLICITING THEIR HELP IN FINDINGS A PERMANENT
25 HOME, PREFERABLY A 10 ACRE OF FLAT LAND AND EASILY ACCESSIBLE



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1 FROM THE ROAD. SO FOR NEXT WEEK I'D LIKE TO MOVE THAT WE
2 DIRECT THE PARK AND REC AND C.A.O. TO ASSIST IN SEARCHING FOR
3 A PERMANENT SITE FOR THEM TO CONTINUE THEIR THERAPEUTIC RIDING
4 FOR THOSE CHILDREN WITH DISABILITIES. AND THAT WOULD BE FOR
5 NEXT WEEK. I WOULD LIKE TO MAKE THE FOLLOWING ADJOURNMENTS
6 TODAY FOR THOSE WHO PASSED AWAY. GARY WAYNE BOILS, A LONG-TIME
7 ANTELOPE VALLEY RESIDENT, MEMBER OF THE ANTELOPE VALLEY AIR
8 QUALITY MANAGEMENT DISTRICT HEARING BOARD, AND PAST PRESIDENT
9 OF THE ANTELOPE VALLEY CHAPTER OF THE CALIFORNIA AUTO BODY
10 ASSOCIATION WHO PASSED AWAY ON JANUARY 1st AT 59 YEARS OF AGE.
11 LEWIS CHARLES BORDETTE, WHO SERVED 25 YEARS WITH THE LOS
12 ANGELES COUNTY FIRE DEPARTMENT AND WAS ALSO A MEMBER OF THE
13 LOS ANGELES COUNTY FIRE DEPARTMENT RETIREES BOARD OF
14 DIRECTORS. CARL BARNES, WHO SERVED IN TWO OF OUR WARS, ONE OF
15 THE SPECIAL VETERANS WHO WAS HONORED BY THE VALLEY PRESS LAST
16 YEAR. HE HAD WORKED FOR N.A.S.A. UNTIL HE RETIRED IN 1986.
17 CARL BERNARD LOBLOCK, WHO PASSED AWAY ON NEW YEAR'S DAY. HE
18 WAS WITH THE CALIFORNIA STATE PUBLIC UTILITIES COMMISSION,
19 FORMERLY WAS QUITE ACTIVE AT THE GRACE LUTHERAN CHURCH IN THE
20 LOS ANGELES AREA, ON VERNON AND MENLOW WHERE HE AND HIS FAMILY
21 WERE QUITE ACTIVE AND SERVED AS OFFICERS OF THAT CHURCH PRIOR
22 TO HIS MOVING TO WALNUT CREEK WHEN HE BECAME ACTIVE WITH THE
23 CALIFORNIA STATE PUBLIC UTILITIES COMMISSION. MILTON MANN, WHO
24 OPENED THE MILTON MANN STUDIOS. FOR MORE THAN THIRTY YEARS HE
25 EMPLOYED THOUSANDS -- OR HUNDREDS OF TEACHERS IN SALES AND



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1 OFFICE PERSONNEL AT HIS 21 OFFICES. WALTER JUDSON, HE WAS A
2 FOURTH GENERATION STAINED GLASS MAKER WHOSE FAMILY OWNED
3 BUSINESS, CREATED DECORATIVE WINDOWS FOR CATHEDRALS AND
4 SHOPPING MALLS THROUGHOUT THE UNITED STATES, PASSED AWAY AT
5 THE AGE OF 61. DANG WANEE, WHO WAS THE MOTHER OF A FORMER
6 EMPLOYEE OF MINE, MY DEPUTY MARY CHAUN, AND ALSO MIN WANEN WHO
7 WORKS FOR THE COURTS, AND ALSO FORMERLY OF MY OFFICE AND SHE
8 LEAVES BEHIND HER HUSBAND, FOUR CHILDREN AND TWO
9 GRANDCHILDREN. CLEO GRIER, RETIRED FROM EDWARD'S AIR FORCE
10 BASE AFTER TWENTY-FIVE YEARS OF SERVICE. HE HAD BEEN ACTIVE IN
11 THE SHRINE, THE MASONIC LODGE AND THE SCOTTISH RIGHT AND
12 AMERICAN LEGION. HADEN FINDLAY, A FORMER LOS ANGELES COUNTY
13 SHERIFF'S DEPARTMENT CAPTAIN. CANDIA DEAMATO, WHO WAS HONORED
14 AS THE LOS ANGELES COUNTY COMMISSION'S, WOMEN'S COMMISSION
15 WOMAN OF THE YEAR AWARD FROM OUR BOARD OF SUPERVISORS. SUI
16 TING OWL, WHO IS THE MOTHER OF PHILLIP OWL, A LOS ANGELES
17 COUNTY EMPLOYEE, WHO'S QUITE ACTIVE IN THE ASIAN-AMERICAN
18 EMPLOYEES' ASSOCIATION. RALPH ESTELLE, THE LAST LIVING
19 DETECTIVE FROM THE ORIGINAL BLACK DAHLIA MURDER INVESTIGATION
20 FROM THE ANTELOPE VALLEY. HE PASSED WAY AT 82. MARYANNE
21 FRAHEO, A LONG-TIME COVINA RESIDENT ACTIVE IN THE P.T.A. AND
22 THE COVINA UNITED METHODIST CHURCH. KENNETH NILES STANSTROM,
23 WHO IS FROM THE SAN FERNANDO VALLEY AND JAMES OLIVER NUMERIC,
24 A LONG TIME SAN DIMAS RESIDENT AND WORLD WAR II VETERAN. I
25 MOVE TO ADJOURN IN THEIR MEMORY MADAM CHAIR.



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1

2 **SUP. BURKE, CHAIR:** SO ORDERED.

3

4 **SUP. ANTONOVICH:** AND AS THE AUTHOR OF THE LOS ANGELES COUNTY
5 OAK TREE PRESERVATION ACT, WHICH HAS DONE A PHENOMENAL JOB IN
6 OUR COUNTY OF LOS ANGELES, I WOULD LIKE TO MOVE FOR NEXT WEEK
7 THAT WE DIRECT THE DIRECTOR OF REGIONAL PLANNING TO REVIEW THE
8 ORDINANCE AND MAKE ANY RECOMMENDATIONS THAT THEY MAY SEE FIT,
9 OR WE COULD DO THAT TODAY JUST TO DIRECT THEM TO --

10

11 **SUP. BURKE, CHAIR:** RIGHT. FOR THEM TO REPORT BACK ON ANY
12 CHANGES THAT THEY WOULD SUGGEST.

13

14 **SUP. ANTONOVICH:** YEAH RIGHT, SO MOVED.

15

16 **SUP. BURKE, CHAIR:** WITHOUT OBJECTION, SO ORDERED. SECONDED BY
17 KNABE. WITHOUT OBJECTION, SO ORDERED.

18

19 **SUP. ANTONOVICH:** THANK YOU.

20

21 **SUP. BURKE, CHAIR:** ALL RIGHT. I HAVE ADJOURNMENTS THAT I'D
22 LIKE TO READ AT THIS TIME. MAME TILL MOBLEY, WHO PASSED AWAY
23 OF A HEART ATTACK AT THE AGE OF 81. HER 14-YEAR-OLD SON EMMETT
24 TILL'S KILLING IN MISSISSIPPI NEARLY FIFTY YEARS AGO WAS A
25 CIVIL RIGHTS SYMBOL. LORRAINE DAVENPORT, LONG-TIME RESIDENT OF



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1 THE SECOND DISTRICT WHO PASSED AWAY FRIDAY, JANUARY 10th. AND
2 IRA LEE SNOW, A LONG-TIME RESIDENT OF THE SECOND DISTRICT, IS
3 SURVIVED BY HER SON, FRANK SNOW OF GARDENA. AND TOM WYMAN, WHO
4 PASSED AWAY ON WEDNESDAY IN BOSTON AT THE AGE OF 73, HE WAS A
5 FORMER CHAIRMAN AND CHIEF EXECUTIVE OF CBS, AND FORMER BOARD
6 MEMBER OF THE FORD FOUNDATION FROM 1983 TO 1994. I SERVED WITH
7 HIM ON THE FORD FOUNDATION BOARD AND ON OTHER BOARDS THAT HE
8 WAS A MEMBER AND A DISTINGUISHED MEMBER AND A PERSON OF REAL
9 CONCERN. AND HE RECENTLY RESIGNED HIS MEMBERSHIP IN THE
10 AUGUSTA NATIONAL GOLF CLUB TO PROTEST ITS REFUSAL TO ADMIT
11 WOMEN. HE WAS ACTIVE IN CIVIC AFFAIRS AND OUTSPOKEN ON CIVIL
12 RIGHTS. HE'S SURVIVED BY HIS WIFE, THE REVEREND DR. DEBORAH
13 WHITING LITTLE, HIS SONS MICHAEL, PETER, THOMAS JR, AND A
14 DAUGHTER LISA CARDAY, AND HIS THREE SISTERS, BETTY CASPOWRIE,
15 MARY HUNT AND SALLY SLACK. SO ORDERED. I HAVE A COUPLE OF
16 MOTIONS. FIRST, THE LAST WEEK THE FIRE CHIEF WAS DIRECTED TO
17 ENTER INTO A CONTRACT WITH THE CITY OF LOS ANGELES FOR USE OF
18 THE ERICSSON TYPE ONE FIRE FIGHTING HELITANKER FOR A TERM OF
19 ONE WEEK AT A COST OF 65,000 PER WEEK, AND 7900 DOLLARS PER
20 EACH HOUR OF OPERATION. THIS HELITANKER WAS USED AT THE BRUSH
21 FIRE IN MALIBU LAST WEEK AT A COST OF \$101,000. THE BOARD ALSO
22 DIRECTED THAT IT WAS DETERMINED THAT AN EXTENSION OF THE TERM
23 OF THIS CONTRACT WAS REQUIRED. APPROVAL FOR THIS EXTENSION
24 MUST COME BEFORE THE BOARD FOR AUTHORIZATION. WEATHER
25 FORECASTS TODAY INDICATE A PROBABILITY OF CONDITIONS THAT



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1 INCLUDE STRONG WINDS, HIGH TEMPERATURES, AND LOW HUMIDITY WILL
2 OCCUR OFF AND ON DURING THE NEXT SEVERAL WEEKS. IN THE EVENT
3 SUCH WEATHER CONDITIONS MATERIALIZE, THE FIRE CHIEF SHOULD
4 HAVE AUTHORITY TO EXTEND THIS CONTRACT WITH LOS ANGELES CITY
5 WITHIN THE FUNDING AND EXPENDITURE AUTHORITY AVAILABLE IN THE
6 FIRE DEPARTMENT BUDGET FOR THIS PURPOSE. THEREFORE, I MOVE
7 FIRST OF ALL THAT THIS MATTER BE TAKEN UP AS AN EMERGENCY IN
8 VIEW OF THE FIRE CONDITIONS AND TODAY. IT'S MOVED AND SECONDED
9 THAT THIS ITEM BE TAKEN UP AS EMERGENCY. WITHOUT OBJECTION, SO
10 ORDERED. I MOVE THAT THE -- WE AUTHORIZE THE FIRE CHIEF TO
11 EXTEND THE CONTRACT WITH THE CITY OF LOS ANGELES FOR USE OF
12 THE HELITANKER AS NEEDED BASED ON EMERGENCY CONDITIONS WITHIN
13 THE EXPENDITURE LIMITS PREVIOUSLY APPROVED BY THE BOARD FOR
14 THE CONTRACT AIR PROGRAM, TO INSTRUCT THE FIRE CHIEF TO
15 PROVIDE PERIODIC UPDATES TO THE BOARD ON EXPENDITURES MADE
16 THROUGH THIS CONTRACT TO RETURN TO THE BOARD FOR APPROVAL IF
17 ADDITIONAL EXPENDITURE AUTHORITY IS NEEDED. IS THERE A SECOND
18 TO THAT? WE REALLY SHOULD COMMEND OUR FIRE DEPARTMENT ON THE
19 WAY THEY HANDLED THESE FIRES. THE MALIBU FIRE, WHICH COULD
20 HAVE BEEN DEVASTATING, AND THE HIGH WINDS AND EVERYTHING ELSE,
21 THEY REALLY GOT IT UNDER CONTROL IN A HURRY, AND WE WANT TO
22 COMMEND THEM AND CERTAINLY WANT TO MAKE SURE THAT THEY HAVE
23 ACCESS TO THIS HELITANKER FROM THE CITY OF LOS ANGELES WHEN
24 NEEDED IN CASE WE DO HAVE TO FACE ANOTHER CRISIS LIKE THAT IN
25 TERMS OF FIRE. SO IT'S WITHOUT OBJECTION, SO ORDERED. I ALSO



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1 HAVE THIS MOTION. LAST WEEK, THE L.A. TIMES REPORTED ON
2 INCREASED INCIDENCE OF H.I.V./A.I.D.S. AND OTHER SEXUALLY
3 TRANSMITTED DISEASE AMONG WORKERS IN THE ADULT FILM INDUSTRY.
4 THE LACK OF EDUCATION AND OVERSIGHT OF THIS INDUSTRY IS
5 TROUBLING. THESE ACTORS AND ACTRESSES ENGAGE IN UNSAFE
6 BEHAVIOR WITH INFECTED INDIVIDUALS, THEN OFTEN UNKNOWINGLY GO
7 ON TO SPREAD THESE DISEASES TO THEIR PARTNERS. IMPROVED
8 EDUCATION IS ONE STEP TOWARD REDUCING THE INCIDENCE OF
9 INFECTION. I THEREFORE MOVE THAT THE BOARD OF SUPERVISORS,
10 ONE, INSTRUCT THE DIRECTOR OF HEALTH SERVICES TO REPORT BACK
11 IN 30 DAYS ON THE STEPS THAT CAN BE TAKEN TO ENHANCE EDUCATION
12 AND OUTREACH EFFORTS AMONG WORKERS IN THE ADULT FILM INDUSTRY
13 ON THE PREVENTION OF H.I.V./A.I.D.S. AND OTHER SEXUALLY
14 TRANSMITTED DISEASE. TWO, INSTRUCT THE DIRECTOR OF HEALTH
15 SERVICES TO CONSULT WITH COUNTY COUNSEL TO DETERMINE THE
16 APPROPRIATE REGULATORY ENTITY AT EITHER THE STATE OR COUNTY
17 LEVEL TO OVERSEE THIS INDUSTRY TO ENSURE THE PROTECTION OF ITS
18 WORKERS AND LIMIT THE SPREAD OF COMMUNICABLE DISEASES SUCH AS
19 H.I.V., HEPATITIS AND OTHER SEXUALLY TRANSMITTED DISEASES, AND
20 TO WORK WITH THE CHIEF ADMINISTRATIVE OFFICE AND A COUNTY
21 LEGISLATIVE ADVOCATE TO ADVOCATE FOR ANY OF THE STATE
22 LEGISLATION NEEDED TO IMPLEMENT REGULATIONS. AND THAT'S -- I
23 MOVE THAT. IS THERE A SECOND? IT'S MOVED AND SECONDED. THEN
24 WITHOUT OBJECTION, SO ORDERED. AND IT SEEMS TO ME THAT
25 E.I.D.C. MIGHT VERY WELL -- SOMETIMES THEY ACTUALLY PROVIDE



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1 PERMITS FOR ADULT INDUSTRY. SOME OF THEM, OF COURSE, DON'T GET
2 PERMITS, BUT THOSE THAT GET PERMITS, THERE SHOULD BE SOME
3 ABILITY THAT THEY HAVE TO IMPACT ON THIS ISSUE AS WELL, SO WE
4 PROBABLY SHOULD ASK THE E.I.D.C. STAFF TO ALSO COME BACK WITH
5 WHAT THEY THINK THEY COULD DO IN TERMS OF WORKING WITH THE
6 HEALTH DEPARTMENT IN THIS AREA.

7

8 **C.A.O. JANSSEN:** MADAM, MADAM CHAIR, THE FIRST PART YOU CAN
9 ENACT BECAUSE IT'S REQUESTING FOR A REPORT BACK. THE SECOND
10 PART DOESN'T FIT WITHIN THAT PARTICULAR EXCEPTION.

11

12 **SUP. BURKE, CHAIR:** WE'LL PUT THAT OVER TO NEXT WEEK. I HAVE
13 NOTHING FURTHER. ALL RIGHT, WE HAVE ONE ADDITIONAL
14 ADJOURNMENT. WE UNDERSTAND THAT WARREN WILSON'S DAUGHTER WAS
15 KILLED WHEN A CAR JUMPED THE SIDEWALK IN NEW YORK. I DON'T
16 HAVE HER NAME. WE WILL ADD THAT, BUT WE CERTAINLY WANT TO
17 ADJOURN, ALL MEMBERS. DO WE HAVE GLORIA'S ADJOURNMENTS? BUT
18 WE'LL GET HER NAME. THAT'S TRAGIC. I KNOW HIS SON.

19

20 **SUP. MOLINA:** MADAM CHAIR, I'D LIKE TO ASK THAT WE ADJOURN IN
21 THE MEMORY OF VERA ARCHULETA, WHO JUST RECENTLY PASSED AWAY.
22 VERA WAS THE BELOVED WIFE OF OUR VETERAN'S ADVISORY
23 COMMISSIONER, BOB ARCHULETA. AND WE WANT TO EXTEND OUR
24 CONDOLENCES TO BOB AND HIS FAMILY.

25



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1 **SUP. KNABE:** I'D LIKE TO BE ON THAT AS WELL.

2

3 **SUP. MOLINA:** ALL RIGHT. VERA ARCHULETA, HER HUSBAND IS BOB
4 ARCHULETA WHO IS ALSO A MEMBER OF [Inaudible].

5

6 **SUP. KNABE:** ALL MEMBERS.

7

8 **SUP. MOLINA:** OKAY, I'M ALSO ASKING THAT WE ADJOURN IN THE
9 MEMORY OF LLOYD MAZERAT. HE TRAGICALLY PASSED AWAY. LLOYD
10 SERVED AS THE CHIEF DEPUTY TO LOS ANGELES CITY COUNCILMAN NICK
11 BACHEZZO. HE GREW UP IN THE ALHAMBRA EL CERINO AREA, HE WAS A
12 GRADUATE OF U.C.L.A. HE'S BEEN VERY, VERY INVOLVED IN LOTS OF
13 CAMPAIGNS ON THE EAST SIDE, AN ACTIVIST, A YOUNG MAN WHO HAD A
14 TREMENDOUS AMOUNT OF PROMISE. WE WANT TO EXTEND OUR DEEPEST
15 CONDOLENCES TO HIS FAMILY, FRIENDS, AND COLLEAGUES.

16

17 **SUP. BURKE, CHAIR:** ALL MEMBERS.

18

19 **SUP. MOLINA:** AND I HAVE ONE MOTION TO READ. I GUESS I DON'T
20 NEED TO READ IT. I'LL JUST SUBMIT IF FOR NEXT WEEK'S AGENDA,
21 ANYWAY. DO YOU WANT ME TO -- I'LL JUST SUBMIT IT FOR NEXT
22 WEEK. IT'S ON THE LIVING WAGE ORDINANCE. I'M FINISHED.

23

24 **SUP. BURKE, CHAIR:** YOU'RE FINISHED?

25



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1 **SUP. MOLINA:** YES.

2

3 **SUP. BURKE, CHAIR:** OKAY, ALL RIGHT. IS THERE ANYTHING FURTHER?
4 IF NOT, WE HAVE PUBLIC COMMENT. LYNNE PLAMBECK, DEAN FRANCOIS,
5 I'M SORRY, YES FRANCOIS, AND SUSAN COX. WOULD YOU COME UP?

6

7 **SPEAKER:** [Inaudible].

8

9 **SUP. BURKE, CHAIR:** YOU MAY MAKE YOUR PRESENTATION, AND, LET'S
10 SEE, HOW MANY PEOPLE ARE INVOLVED?

11

12 **SPEAKER:** [Inaudible].

13

14 **SUP. BURKE, CHAIR:** HOW LONG DO YOU THINK YOU'LL TAKE? CAN YOU
15 DO IT IN 10 MINUTES? 15 MINUTES? OKAY.

16

17 **SPEAKER:** [Inaudible].

18

19 **SUP. BURKE, CHAIR:** IF YOU CAN -- WELL, WE'LL GIVE -- CAN YOU
20 DO IT -- TRY TO DO IT IN 15 MINUTES? WE'LL APPRECIATE THAT.
21 AND WE'RE, YOU KNOW, NOT GOING TO BE REALLY STRICT ON THAT,
22 BECAUSE I KNOW YOU HAVE A NUMBER OF PEOPLE HERE WHO HAVE
23 SIGNED UP BUT. THEY HAVE ABOUT SEVEN PEOPLE, AND WE HAVE JOHN
24 QUIGLEY.

25



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1 **JOHN QUIGLEY:** IS THE PROTOCOL TO SIT OR MAY I STAND?

2

3 **SUP. BURKE, CHAIR:** WELL ORDINARILY A PERSON SITS. IF YOU WISH
4 TO STAND TO MAKE A PRESENTATION, YOU'RE CERTAINLY FREE TO DO
5 IT.

6

7 **JOHN QUIGLEY:** FIRST OF ALL, MY NAME IS JOHN QUIGLEY.

8

9 **SUP. BURKE, CHAIR:** WE'RE GIVING THE WHOLE PRESENTATION IN 15
10 MINUTES.

11

12 **JOHN QUIGLEY:** OKAY. THANK YOU. MY NAME IS JOHN QUIGLEY. I COME
13 BEFORE YOU TODAY, MR. ANTONOVICH, FINALLY WE SEE EACH OTHER
14 FACE TO FACE. THIS COUNTY IS FACING A GREAT OPPORTUNITY RIGHT
15 NOW. THERE'S AN ISSUE, I'M SURE YOU'RE ALL AWARE OF, THE OLD
16 GLORY OAK TREE OUT IN SANTA CLARITA. THE COUNTY IS WATCHING,
17 THE COUNTRY IS WATCHING, INDEED THE WORLD IS WATCHING FOR THE
18 DECISIONS THAT THIS BODY MAKES AS TO HOW WE BALANCE GROWTH
19 WITH OUR NATURAL ENVIRONMENT. NO ONE COULD HAVE FORETOLD THAT
20 THIS ISSUE AND THIS TREE WOULD BECOME SUCH A SYMBOL, BUT
21 INDEED, IT HAS. AND I BELIEVE IT HAS BECOME -- THIS TREE HAS
22 BEEN HERE SINCE BEFORE THE PILGRIMS LANDED ON OUR SHORES,
23 SINCE BEFORE WASHINGTON CROSSED THE DELAWARE, SINCE BEFORE
24 LINCOLN FREED THE SLAVES, BEFORE WORLD WAR I, WORLD WAR II,
25 IT'S A SYMBOL OF OUR NATURAL HERITAGE, THE LAND UPON WHICH OUR



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1 COUNTRY IS BASED. IT IS AMERICA'S TREE. THE COMMUNITY IN SANTA
2 CLARITA IS FRUSTRATED AND ANGRY. THEY FEEL THERE'S BEEN A LACK
3 OF RESPONSIVENESS, A FAILURE IN LEADERSHIP, AND I WANT TO LOOK
4 FORWARD. THIS COUNTY, L.A. COUNTY, CAN SIGNAL THAT IT IS A
5 FIRST-CLASS COUNTY THE WORLD OVER. THE QUESTION THAT'S BEING
6 ASKED IS, IF WE CAN SEND A MAN TO THE MOON, WHY CAN WE NOT
7 BUILD A SAFE ROAD AROUND A TREE, A HERITAGE OAK TREE? WE HAVE
8 HAD LETTERS AND EXAMPLES FROM ALL OVER THE WORLD WHERE THIS
9 HAS BEEN DONE. AND WHAT I'M HERE TODAY TO ASK ALL OF YOU, AND
10 I KNOW, MR. YAROSLAVSKY, SOME OF YOUR STAFF CAME AND VISITED
11 ME IN THE TREE, I KNOW YOU'VE RECEIVED MANY FAXES. SUPERVISOR
12 BRATHWAITE-BURKE, A CLASS FROM YOUR DISTRICT CAME BY
13 YESTERDAY, A BUS LOAD OF SCHOOL KIDS. I KNEW IF SUPERVISOR
14 MOLINA WERE HERE, I WOULD NOT HAVE TO ASK HER HOW HER
15 CONSTITUENTS FEEL ABOUT THIS TREE THERE ARE STRONG PASSIONS
16 FOR OLD GLORY. WHAT I'M SIMPLY ASKING YOU TODAY IS TO TAKE
17 EMERGENCY ACTION TO STOP THE PROCESS OF MOVING THE TREE, WHICH
18 OUR Ph.D. ARBORISTS SAY WILL KILL THE TREE, SO THAT EACH ONE
19 OF YOU CAN BE FULLY BRIEFED ON THE SITUATION AND THAT THE FULL
20 BOARD OF COUNTY SUPERVISORS CAN GO ON RECORD AND VOTE ON THE
21 FUTURE OF THIS LANDMARK OF SOUTHERN CALIFORNIA. AND THAT'S WHY
22 I'M BEFORE YOU TODAY AND I'M ASKING YOU TO TAKE THAT ACTION.
23 NOW, IN TERMS OF THE TECHNICAL PROCESS OF HOW THAT ACTION CAN
24 BE TAKEN, I WOULD ASK A QUESTION MAYBE TO MR. YAROSLAVSKY. HOW



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1 WOULD SOMETHING LIKE THAT ACTUALLY TAKE PLACE TODAY?

2 PROCEDURALLY? OR, I'M SORRY, IF -- I'M SORRY.

3

4 **SUP. BURKE, CHAIR:** WELL, I'M NOT FAMILIAR WITH HOW IT COULD BE
5 DONE. PERHAPS THE COUNTY COUNSEL CAN GIVE SOME INDICATION.
6 FIRST OF ALL, ORDINARILY, A MATTER OF THIS MAGNITUDE WOULD
7 COME BEFORE THE BOARD OF SUPERVISORS AS AN AGENDA ITEM, AND
8 ANY PERSON WOULD HAVE A RIGHT TO HAVE IT. I'M CERTAIN THAT
9 THERE WOULD BE -- WE SHOULD HAVE SOME KIND OF RECOMMENDATIONS,
10 WE SHOULD HAVE OUR OWN -- SOME OF THE PEOPLE FROM PUBLIC
11 WORKS. NOW, I DON'T KNOW WHETHER OR NOT REGIONAL PLANNING
12 PEOPLE OR PUBLIC WORKS PEOPLE HAVE ALREADY HAD AN OPPORTUNITY
13 TO REVIEW THE ISSUES HERE, BUT THAT WOULD BE ORDINARILY THE
14 PROCESS, AND I DON'T KNOW, MAYBE THE COUNTY COUNSEL CAN GIVE A
15 BETTER CLARIFICATION OF IT TO SEE IF THIS IS SOMEWHAT
16 DIFFERENT, BECAUSE AS I UNDERSTAND IT, THIS IS A DEVELOPMENT
17 IN AN UNINCORPORATED AREA?

18

19 **JOHN QUIGLEY:** YES.

20

21 **SUP. BURKE, CHAIR:** AND IS IT ONE THAT CAME BEFORE THE BOARD
22 FOR APPROVAL AND WAS IT APPROVED BY THE BOARD, OR DID IT GO
23 THROUGH PLANNING? CAN SOMEONE GIVE US SOME BACKGROUND ON THAT?

24



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1 **SUP. KNABE:** I THINK AS IT RELATES TO THE ISSUE HE'S RAISED,
2 MR. ANTONOVICH'S MOTION TAKES CARE OF THAT, FOR THE REPORT
3 BACK ON THE WHOLE OAK TREE ORDINANCE WHERE YOU COULD DEAL WITH
4 THAT ISSUE AT THAT TIME, I GUESS.

5

6 **SUP. BURKE, CHAIR:** ALL RIGHT. WELL COULD THE COUNTY COUNSEL
7 JUST GIVE US SOME INDICATION OF WHAT THE STATUS IS IN THE
8 SITUATION IN TERMS OF US TAKING UP THE ISSUE.

9

10 **COUNSEL PELLMAN:** YES, MADAM CHAIR. AS WE'RE ALL AWARE, THE
11 MEETINGS OF THE BOARD OF SUPERVISORS CONTROLLED BY THE BROWN
12 ACT, WITH SOME EXCEPTIONS, ITEMS MUST BE PLACED ON THE BOARD'S
13 AGENDA 72 HOURS IN ADVANCE IN ORDER FOR THE BOARD TO CONSIDER
14 TAKING ACTION. AND OTHERWISE ASK FOR REPORTS BACK, SUPERVISOR
15 ANTONOVICH, HAS ALREADY PREVIOUSLY ASKED THAT THE DIRECTOR OF
16 PLANNING REVIEW AND MAKE RECOMMENDATIONS WITH RESPECT TO ANY
17 CHANGES REQUIRED IN THE OAK TREE ORDINANCE. THIS MATTER, I
18 BELIEVE, HAS HISTORICALLY BEEN PREVIOUSLY BEFORE THE BOARD
19 SOME TIME AGO IN ORDER FOR THE APPROVAL OF THE TRACT MAP WHICH
20 GAVE RISE TO THE CONDITION THAT WAS IMPOSED REGARDING UNDER
21 WHAT CIRCUMSTANCES TREES MIGHT BE REMOVED, COUPLED WITH THE
22 OAK TREE PERMIT THAT REQUIRED THE MULTIPLE REPLACEMENT OF
23 OTHER OAK TREES AS A RESULT OF GOING THROUGH THAT PARTICULAR
24 PROCESS. THE MATTER DID NOT APPEAR ON YOUR BOARD'S AGENDA
25 TODAY. THE BOARD WOULD HAVE TO MAKE DETERMINATION THAT THE



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1 NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE
2 AGENDA. IN THE PAST, THE BOARD HAS ALWAYS MADE SURE THAT ALL
3 SIDES OF AN ISSUE HAVE BEEN ABLE TO BE PRESENTED. THAT'S THE
4 MAIN PURPOSE OF THE BROWN ACT, IS TO MAKE SURE THAT PEOPLE ON
5 BOTH SIDES OF AN ISSUE WOULD BE ABLE TO BE HERE. I THINK IT
6 WOULD BE A VERY DIFFICULT THING FOR THE BOARD TO DECIDE AT
7 THIS STAGE WITHOUT PRIOR PUBLIC NOTICE THAT THIS WAS SOMETHING
8 THAT THE BOARD NEEDED TO TAKE ACTION ON TODAY.

9

10 **SUP. BURKE, CHAIR:** NOW THERE WAS A PERMIT THAT CAME BEFORE
11 THIS BOARD? IS THAT CORRECT? IN TERMS OF THIS DEVELOPMENT? AND
12 DID IT COME BEFORE THIS BOARD

13

14 **SPEAKER:** MR. PELLMAN, IT DID NOT COME BEFORE THE BOARD OF
15 SUPERVISORS.

16

17 **SUP. ANTONOVICH:** WHAT HAPPENED MADAM CHAIR, IS IN 1940, THE
18 MASTER PLAN FOR THE COUNTY OF LOS ANGELES DESIGNATED THIS AREA
19 FOR A FOUR-LANE HIGHWAY. BACK IN 1988, THE REGIONAL PLANNING
20 COMMISSION APPROVED A TENTATIVE TRACT MAP WHICH INCLUDED THIS
21 FOUR-LANE HIGHWAY. IN 1990, THE SANTA CLARITA AREA PLAN
22 UPGRADED THE PLANNED PICO CANYON ROAD TO A MAJOR HIGHWAY IN
23 RECOGNITION OF THE PLANNING EFFORTS UNDERWAY BY THE VALLEY,
24 AND THEN IN 1996, PUBLIC WORKS DETERMINED THAT TRAFFIC STUDY
25 FAILED TO SUPPORT WHEN A STUDY WAS BEING PROPOSED TO DELETE



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1 THIS CANYON WEST OF THE OAK TREE, THAT THE PUBLIC WORKS
2 DETERMINED THAT THAT DELETION WAS NOT RESPONSIBLE, AND IN
3 1999, A HEARING OFFICER FOR THE COUNTY OF LOS ANGELES APPROVED
4 A REALIGNMENT OF THE ROAD, WHICH SAVES 14 OF THE 15 OAK TREES.
5 THERE ARE 15 OAK TREES THAT WERE IN QUESTION. 14 HAD BEEN
6 SAVED. THE TREE THAT WE'RE TALKING ABOUT IS PROBABLY A
7 HUNDRED, MAYBE A LITTLE MORE THAN THAT YEARS OLD, BUT REALLY,
8 NO ONE WILL EVER KNOW UNTIL YOU COUNT THE RINGS AROUND THE
9 TREE. IN 1999, THERE WAS AN AGREEMENT BROKERED WITH THE CITY
10 OF SANTA CLARITA, SCOPE MANAR, JOHN LEON HOLMES AND THE SANTA
11 MONICA MOUNTAINS CONSERVANCY AND THE COUNTY, AND THERE WAS A
12 THREE-YEAR DELAY IN CONSTRUCTION OF PICO CANYON ROAD TO
13 DETERMINE IF DOWNSIZING WOULD BE WARRANTED AND APPROVED BY THE
14 COUNTY. THE COUNTY DETERMINED THAT THE DOWNSIZING WAS NOT
15 WARRANTED, SO THE AGREEMENT HAD EXPIRED IN NOVEMBER OF 2002,
16 AND THE PUBLIC WORKS AT OUR DIRECTION ASKED THE -- TO RESTUDY
17 THE ALIGNMENT OF THAT ROAD, BUT BECAUSE THERE ARE HOMES ON ONE
18 SIDE OF THE ROAD, THAT YOU WOULD HAVE TO TAKE THEIR YARDS,
19 BACKYARDS FROM AND A FLOOD CONTROL CHANNEL AND A CLIFF ON THE
20 OTHER SIDE OF THE ROAD, THE DEPARTMENT DETERMINED THAT THE
21 SAFETY FACTORS WERE TOO GRAVE BECAUSE THE COUNTY WOULD THEN BE
22 LIABLE, IF THERE WERE ANY ACCIDENTS, FOR HAVING AN IMPEDIMENT
23 OR A SUBSTANDARD HIGHWAY. SO THIS DECISION WAS MADE THEN TO
24 RELOCATE THE TREE WITH A 70% SURVIVAL RATE, AND THERE HAVE
25 BEEN EFFORTS TO PREVENT THAT RELOCATION, WHICH MAKES IT MORE



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1 DIFFICULT BECAUSE OF THE TIME FRAME IN THAT RELOCATION. THIS
2 ISSUE WENT BEFORE THE COURT AND THE JUDGE RULED THAT THEY
3 COULD GO AHEAD WITH THE RELOCATION OF THAT TREE, AND AS OF
4 THIS MORNING, I'VE BEEN ADVISED THAT THE COURT, ONCE AGAIN,
5 RULED THAT THEY SHOULD PROCEED WITH THE RELOCATION OF THAT
6 TREE. IF WE DELAY THE RELOCATION OF THAT TREE, THEN YOU'RE
7 GOING TO GUARANTEE THAT IT DIES. BUT IF WE MOVE FORWARD, WE
8 CAN RELOCATE THAT TREE AND WE'RE PLANTING MORE TREES, OAK
9 TREES IN A NEARBY PARK SO THAT THE CITIZENS OF SANTA CLARITA
10 VALLEY WILL HAVE THE TREE IN THEIR PARK. THE TOWN COUNCIL FOR
11 SANTA CLARITA, THE STEVENSON RANCH TOWN COUNCIL SUPPORTS THESE
12 EFFORTS AND ALSO THE RESIDENTS WHO LIVE IN THAT AREA.

13
14 **JOHN QUIGLEY:** I WOULD LIKE TO SAY SOMETHING. YOU KNOW, THERE'S
15 A LOT OF FRUSTRATION, MR. ANTONOVICH, THAT YOU NEVER CAME OUT
16 AND ACTUALLY SAW THE TREE, YOU NEVER CAME OUT AND MET WITH THE
17 COMMUNITY, BECAUSE IF YOU HAD, YOU WOULD SEE THAT THE
18 COMMUNITY WANTS THE TREE TO REMAIN WHERE IT IS. THAT'S THE
19 REALITY. THAT'S THE TRUTH. NOW, THE TOWN COUNCIL OF STEPHENSON
20 RANCH, THERE'S A FEW FOLKS THERE WHO I'M SURE AGREE WITH YOU,
21 BUT THERE'S THE VAST MAJORITY OF THAT VALLEY WANTS THAT TREE
22 TO STAY WHERE IT IS. NOW AGAIN RIGHT NOW, ALL WE'RE ASKING FOR
23 IS THIS TO BE HEARD BY THE FULL BOARD OF SUPERVISORS, BECAUSE,
24 AGAIN, IT'S BECOME AN ISSUE FAR LARGER THAN WHAT ANY OF US
25 COULD HAVE IMAGINED, AND THE SYMBOLIC SIGNIFICANCE, AND I KNOW



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1 MR. ANTONOVICH, WHO I'M SURE IS A GOOD MAN, DOES NOT WANT TO
2 HAVE, YOU KNOW, A WITHERING TREE THERE AS A MONUMENT TO, YOU
3 KNOW, QUESTIONABLE CHOICES. AND NONE OF US WANT THAT, SO IF WE
4 COULD TAKE A LITTLE MORE TIME TO HAVE IT BE FULLY HEARD
5 BECAUSE ONE OF THE REASONS WHY THE COMMUNITY IS UPSET IS
6 BECAUSE TO THEIR EYE, TO THEIR COMMON SENSE EYE, THERE IS NO
7 REASON WHY THE ROAD COULD NOT BE SPLIT WITH TWO LANES TO THE
8 NORTH AND TWO LANES TO THE SOUTH. NOW THERE'S TWO PLANS ON THE
9 TABLE. ONE BY THE DEVELOPER. THIS IS ONE OF THOSE GREAT RARE
10 MOMENTS WHERE THE COMMUNITY AND THE DEVELOPER ARE ACTUALLY
11 WORKING TOGETHER AND SAY, HEY, WE CAN SAVE THIS TREE, WE CAN
12 GO AROUND THE TREE. THEY WERE WILLING TO SPEND THE MONEY TO DO
13 IT, AND TO SAY THAT, AGAIN, YOU KNOW, THE LINE ABOUT IF WE CAN
14 GO TO THE MOON, WE CAN ENGINEER A ROAD THAT'S SAFE TO GO
15 AROUND THE TREE. SO ALL WE'RE ASKING, AND IF WE HAVE A FULL
16 HEARING BEFORE THIS FULL BODY, THAT WILL PUT TO REST,
17 WHICHEVER WAY IT TURNS OUT, A LOT OF THE FEELINGS THAT HAVE
18 CHURNED UP IN THE COMMUNITY AND I THINK IT WILL BE A BENEFIT
19 TO ALL OF US.

20

21 **SUP. ANTONOVICH:** WE WANT TO SAVE THE TREE AND WE CAN RELOCATE
22 THE TREE, THE DEVELOPER WOULD NOT PROVIDE THE REVENUES TO
23 SUPPORT ALL LIABILITY CASES THAT THE TAXPAYERS WOULD HAVE TO
24 PAY WHEN THERE ARE FATALITIES ON THAT HIGHWAY BECAUSE IT WAS A
25 SUBSTANDARD ROAD, AND THAT'S WHY THE DEPARTMENT OF PUBLIC



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1 WORKS AND THE ENGINEERS HAVE INDICATED VERY FORCEFULLY THAT WE
2 CANNOT SUBSTITUTE SAFETY, WE CAN'T HAVE A SUBSTANDARD ROAD
3 THAT'S GOING TO FUTURE BE A LIABILITY, NOT JUST TO THE
4 TAXPAYERS HERE, BUT ALSO A DANGER TO THE RESIDENTS OF THE
5 VALLEY WHO TRAVEL THAT ROAD. SO I MEAN, YOU KNOW,

6

7 **SUP. BURKE, CHAIR:** LET ME JUST SAY I'M SURE THAT --

8

9 **SUP. ANTONOVICH:** I WELCOME YOU FROM THE -- FROM THE PACIFIC
10 PALISADES, THAT YOU'RE INVOLVED WITH THAT EFFORT, BUT I WOULD
11 LIKE TO HOPE THAT WE COULD HAVE YOUR SUPPORT WITH THE
12 RELOCATION OF THAT TREE SO THAT IT WILL BE ABLE TO BE
13 PRESERVED IN THE PARKS, TO BE UTILIZED BY THE RESIDENTS IN THE
14 SANTA CLARITA VALLEY AND WE CAN MOVE FORWARD. I MEAN THERE ARE
15 SO MANY IMPORTANT ISSUES, AND THIS IS ONE OF THOSE, BUT THERE
16 ARE ALSO OTHER ISSUES THAT WE NEED TO DEVOTE OUR ATTENTION TO,
17 THE ENVIRONMENT, AND ALSO THE LARGE NUMBER OF CHILDREN WHO ARE
18 LOOKING FOR PERMANENT HOMES. LET'S DEVOTE OUR RESOURCES TO
19 ENSURE THAT THOSE CHILDREN HAVE AN ENVIRONMENT THAT THEY CAN
20 GROW UP IN WITH A STRONG FAMILY AND PARKS THAT HAVE THESE
21 TYPES OF TREES THAT THEY CAN PLAY IN.

22

23 **JOHN QUIGLEY:** BUT ONE OF THE THINGS, THIS WILL BE MY LAST
24 COMMENT AND I'LL TURN IT OVER, THE ISSUE OF SAFETY, AND AGAIN,
25 I'M HERE NOW AS A VOICE OF MANY PEOPLE IN THE COMMUNITY.



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1 THEY'RE ASKING, WHY DOES IT HAVE TO BE A HIGH SPEED, HIGH
2 DENSITY ROAD, WHAT AMOUNTS TO AN EXPRESSWAY THROUGH THERE, IS
3 THAT GOING TO BE SAFER FOR THE COMMUNITY? IT'S GOING TO FRONT
4 AN ELEMENTARY SCHOOL. WHY NOT MAKE IT A MORE COMMUNITY-
5 FRIENDLY ROAD THAT'S GOING TO ALLOW THEIR QUALITY OF LIFE TO
6 CONTINUE AND NOT BE DISRUPTED BY THIS MASSIVE AMOUNT OF
7 TRAFFIC THAT'S PROJECTED FOR THESE FUTURE DEVELOPMENTS WHICH
8 HAVE NOT EVEN BEEN APPROVED? AND THAT'S WHY A LITTLE BIT OF
9 DUE DILIGENCE, A LITTLE BIT OF TIME TO DELIBERATE ON THE ISSUE
10 SINCE THE ROAD IS CLEARLY NOT NEEDED AT THIS MOMENT AND MAY
11 NOT BE FOR YEARS, WHAT IS THE HARM IN THAT? AND THAT'S WHAT
12 WE'RE ASKING, AND THOSE ARE MY FINAL WORDS ON THAT, AND I
13 APPRECIATE YOUR TIME.

14

15 **LYNNE PLAMBECK:** SILVA BLACK STONE NEEDS TO EXPLAIN TO YOU WHY
16 THIS IS AN EMERGENCY, BUT I WANT TO JUST QUICKLY SAY TO YOU,
17 MR. ANTONOVICH-- MR. ANTONOVICH? I, TOO, AM DISTURBED THAT YOU
18 FAILED TO COME OUT AND MEET WITH THE COMMUNITY, AND I'M
19 DISTURBED THAT WHEN I CALLED TO TRY TO RESOLVE THESE ISSUES
20 WITH YOUR OFFICE, NO ONE WOULD EVEN TALK TO ME.

21

22 **SUP. ANTONOVICH:** YOU KNOW, THE OFFICE WAS QUITE INVOLVED IN
23 MOVING IT FORWARD AND HAVING THE TREE RELOCATED. THAT WAS VERY
24 IMPORTANT. THAT WAS A VERY HIGH PRIORITY, AND WE HAVE WORKED
25 WITH THE COMMUNITY, EXCEPT THERE ARE TWO DIFFERENT POINTS OF



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1 VIEW. THERE ARE THOSE WHO DON'T WANT TO MOVE THE TREE, TO
2 LEAVE IT THERE, WHICH WOULD BE A SAFETY HAZARD AND A LIABILITY
3 PROBLEM, AND YOU HAVE OTHERS IN THE COMMUNITY WHO SAY "WE NEED
4 TO HAVE SAFETY AND WE NEED TO ELIMINATE THE CONGESTION AND
5 THAT ROAD IS NECESSARY," AND IT'S A ROAD THAT HAS BEEN ON THE
6 MAP FOR 60 YEARS.

7

8 **LYNNE PLAMBECK:** WITH NEVER AN E.I.R., WITH NEVER AN E.I.R., 60
9 YEARS WITH NEVER AN E.I.R. AND MR. ANTONOVICH, I REALLY WANT
10 TO ADDRESS YOUR SAFETY ISSUE.

11

12 **SUP. ANTONOVICH:** BUT THERE WAS AN E.I.R. WHEN THEY MOVED
13 FORWARD.

14

15 **LYNNE PLAMBECK:** BECAUSE YOUR SAFETY ISSUE IS SOMETHING THAT
16 AND PEOPLE HAVE FOUND THAT EXCUSE TO BE SOMEWHAT UN-
17 UNDERSTANDABLE, BECAUSE STEPHENSON RANCH PARKWAY WHICH LEADS
18 TO THIS ROAD HAS TREES ALL DOWN THE CENTER OF IT. ON JANUARY
19 1st, WHEN I WAS OUT --

20

21 **SUP. ANTONOVICH:** PARKWAY IS NOT A FOUR-LANE HIGHWAY.

22

23 **LYNNE PLAMBECK:** EXCUSE ME. IT WAS BUILT TO BE THAT -- TO
24 HANDLE THAT. THAT'S GOING TO BE THE EXIT THAT WILL CONTINUE ON
25 THIS, BUT ON JANUARY 1st, WHEN WE WERE OUT AT THE TREE, AN



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1 AUTOMOBILE CLUB DRIVER DROVE UP WITH A CAR WITH A CRUNCHED CAR
2 AND HE WANTED TO GET INFORMATION ON THE TREE FOR HIS WIFE,
3 BECAUSE SHE LIKED THE TREE VERY MUCH. AND I SAID TO HIM, WELL,
4 HOW DID THIS CAR GET LIKE THIS? AND HE SAID, WELL, SOMEONE RAN
5 INTO THE LIGHT POST, AND WE REALLY THINK THAT IF MR.
6 ANTONOVICH IS WORRIED ABOUT THE SAFETY OF THE TREE AND PEOPLE
7 RUNNING INTO THIS HUGE OLD TREE, THAT HE SHOULD REMOVE ALL THE
8 LIGHT POSTS, TOO, AND LET'S REMOVE ALL THE PILLARS OUT FROM
9 UNDERNEATH THE FREEWAYS FOR GOOD MEASURE AS WELL. AND I WOULD
10 LIKE TO SPEAK TO THIS ROAD MR. ANTONOVICH. THIS ROAD WAS
11 DEEDED TO THE COUNTY WITH A 40-FOOT EASEMENT IN 1917. AND THE
12 COUNTY HAS ITS 40-FOOT EASEMENT, AND YET APPARENTLY YOUR
13 OFFICE HAS ALLOWED THIS DEVELOPER TO CLOSE THIS ROAD DOWN AND
14 SAY THAT IT'S HIS PRIVATE PROPERTY. PICO CANYON IS, AT THE
15 MOMENT, NOT ABLE TO GO THROUGH TO MENTORVILLE, AND THIS IS
16 SOMETHING I'D LIKE TO ADDRESS TO ALL THE BOARD OF SUPERVISORS,
17 IS HOW IS A PRIVATE DEVELOPER ALLOWED TO CLOSE DOWN A ROAD
18 THAT'S BEEN DEEDED TO THE COUNTY SINCE 1917? HOW IS THIS
19 ALLOWED? PEOPLE CAN'T --

20

21 **SUP. BURKE, CHAIR:** MAY I ASK YOU THIS? WERE ANY OF THESE
22 ISSUES PRESENTED TO THE COURT?

23

24 **LYNNE PLAMBECK:** NO. THE COURT HAS NOT -- THE COURT, AS A
25 MATTER OF FACT, THAT'S SOMETHING ELSE I WOULD LIKE TO ADDRESS.



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1 NOT ONLY DID WE NOT HAVE -- WE FELT THAT THE HEARING WAS VERY
2 UNFAIR. ONE OF THE REASONS WAS BECAUSE, IN RELATION TO THE
3 ROAD, THE COURT SAID THAT WE NEEDED THE ROAD FOR NEWHALL
4 RANCH.

5

6 **SUP. BURKE, CHAIR:** WHY DID YOU MAKE THE DECISION NOT TO
7 PRESENT THIS ISSUE TO THE COURT.

8

9 **LYNNE PLAMBECK:** BECAUSE THIS WAS AN INJUNCTIVE HEARING AND IT
10 WAS VERY CLOSELY -- YOU DON'T HAVE A LOT OF TIME IN INJUNCTIVE
11 HEARINGS.

12

13 **SUP. BURKE, CHAIR:** NO, BUT I MEAN BUT IN YOUR DOCUMENTS, ALL
14 OF THESE ISSUES, IT WOULD SEEM, COULD HAVE BEEN PRESENTED TO
15 THE COURT.

16

17 **LYNNE PLAMBECK:** WE WENT IN FOR A T.R.O. THIS MORNING AND YOU
18 HAVE TO DO --

19

20 **SUP. ANTONOVICH:** BUT THE FIRST COURT HEARING LAST WEEK.

21

22 **LYNNE PLAMBECK:** THE FIRST COURT HEARING WAS SPECIFICALLY ON
23 TRESPASSING CHARGES AND THAT'S ALL. AND MR. ANTONOVICH,
24 SOMEONE HAS GIVEN YOU MISINFORMATION.

25



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1 **SUP. ANTONOVICH:** TRESPASSING ON PRIVATE PROPERTIES.

2

3 **LYNNE PLAMBECK:** RIGHT, AND WE DON'T UNDERSTAND WHY THAT WOULD
4 BE PRIVATE PROPERTY WHEN THERE IS, PICO CANYON ROAD HAS
5 EXISTED IN THAT AREA SINCE 1876, HOW COULD THE ROAD HAVE BEEN
6 THIS --

7

8 **SUP. ANTONOVICH:** THE ROAD IS OPEN.

9

10 **LYNNE PLAMBECK:** BUT THE ROAD IS NOT OPEN, MR. ANTONOVICH, MR.
11 ANTONOVICH, YOU NEED TO GO OUT AND LOOK.

12

13 **SUP. BURKE, CHAIR:** JUST A SECOND. WE'RE GOING TO HAVE TO HAVE
14 SOME ORDER HERE, BECAUSE ONE OF THE THINGS WE ARE GOING TO DO
15 THIS IN AN ORDERLY WAY. AND MY QUESTION TO YOU IS, ORDINARILY,
16 IF YOU HAVE TRESPASSING, ONE OF THE ISSUES IS WHETHER OR NOT
17 IT'S PRIVATE PROPERTY OR NOT, AND MY QUESTION TO YOU IS, HOW
18 DID THEY DETERMINE OR EVEN DEAL WITH THE TRESPASSING ISSUE IF
19 THERE WASN'T SOME DISCUSSION OF WHETHER IT WAS PUBLIC OR
20 PRIVATE PROPERTY?

21

22 **LYNNE PLAMBECK:** BUT MRS. BURKE, THAT'S -- WE FEEL WE WERE
23 RAILROADED, FRANKLY. THERE WAS NOT A DISCUSSION OF THAT. WE
24 WILL BE HAVING A FULL HEARING ON THE MATTER, BUT FRANKLY, WHEN
25 YOU HAVE A JUDGE THAT SAYS, DURING THE HEARING, THAT THE BEST



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1 SOLUTION TO THE ROAD IS TO MOVE THE TREE, WHEN THE TREE AND
2 THE MOVING OF THE TREE WAS NOT EVEN UNDER DISCUSSION, ONE HAS
3 TO WONDER IF SOMEONE HASN'T HAD A DISCUSSION WITH THE JUDGE.
4 WHEN YOU HAVE A JUDGE THAT RULES THAT WE NEED TO HAVE THIS
5 ROAD BECAUSE WE HAVE NEWHALL RANCH, NEWHALL RANCH WASN'T IN
6 ANY OF THE PAPERS, NEWHALL RANCH IS AN IMPROVED PROJECT, WHY
7 WAS THE JUDGE MAKING THAT STATEMENT DURING A HEARING ON FRAUD
8 -- ON A FRAUD ISSUE BETWEEN A DEVELOPER AND AN ENVIRONMENTAL
9 ORGANIZATION? WHY WAS THE JUDGE MAKING THAT STATEMENT, MR.
10 ANTONOVICH?

11

12 **SUP. ANTONOVICH:** I WASN'T EVEN IN THE COURTROOM SO YOU HAVE TO
13 ASK --

14

15 **LYNNE PLAMBECK:** I KNOW BUT I CAN'T HELP REMEMBERING --

16

17 **SUP. ANTONOVICH:** THIS HAS BEEN IN THE NEWSPAPER AND I WOULD
18 ASSUME EVERYBODY IS AWARE OF WHAT IS GOING ON, AND THE
19 RESIDENTS IN THE SANTA CLARITA VALLEY, THE MAJORITY OF THEM
20 ARE CONCERNED ABOUT A SAFE ROAD, AND IF WE CAN PUT A MAN ON
21 THE MOON, WE CAN MOVE A TREE AN EIGHTH OF A MILE AND PRESERVE
22 THAT TREE AND THE ARBORISTS SAY THAT IT HAS A 70% CHANCE OF
23 SURVIVAL, AND IF WE WANT IT TO SURVIVE BY DELAYING THAT MOVE,
24 WE ARE GOING TO ENSURE THAT THAT TREE WILL DIE, AND I'D RATHER



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1 HAVE THAT TREE LIVE AND WE CAN MOVE FORWARD AND WORK TOGETHER
2 TO IMPROVE OUR ENVIRONMENT SO.

3

4 **LYNNE PLAMBECK:** WELL I'D JUST LIKE TO CLOSE MY --

5

6 **SUP. BURKE, CHAIR:** WE ALLOCATED 15 MINUTES TO IT. WE'VE NOW
7 GONE ABOUT 20 MINUTES. FIRST OF ALL, LET ME ASSURE YOU, THAT
8 IF YOU CAN FIND SOME METHOD OF GETTING THIS ON OUR AGENDA
9 THROUGH A LEGITIMATE PROCESS THAT -- AND WE HAVE A VERY
10 COMPLEX PLANNING PROCESS, WHICH GIVES MANY PEOPLE, INCLUDING
11 COMMUNITY, AN OPPORTUNITY TO BRING THINGS BEFORE US. BUT WHEN
12 WE HEAR IT, WE HAVE TO HEAR ALL SIDES. WE HAVE TO HEAR FROM
13 EVERY SIDE AND EVERY PERSON WHO WILL BE IMPACTED, WHETHER IT'S
14 THE OWNER, WHETHER IT'S THE PEOPLE AROUND IN THEIR AREA,
15 WHETHER IT'S THE COMMUNITY PEOPLE YOU SAY THAT ARE OPPOSED TO
16 IT, THE COMMUNITY PEOPLE HE SAYS ARE IN SUPPORT OF IT, WHEN WE
17 HAVE THE HEARING, WE WOULD HAVE TO HEAR FROM ALL SIDES IN
18 ORDER FOR US TO EVALUATE IT. BUT WHAT -- THE ONLY THING I CAN
19 SUGGEST AT THIS MOMENT IS THAT NOW I'LL GIVE YOU FIVE MORE
20 MINUTES TO CONCLUDE YOUR PRESENTATION AND IF YOU AT SOME TIME
21 BRING IT BEFORE US IN A ORDERLY MANNER, WE WILL MAKE WHATEVER
22 TIME IS NECESSARY FOR YOUR ISSUES TO BE HEARD AS LONG AS WE
23 ALSO GIVE NOTICE SO THAT EVERYONE WHO IS IMPACTED CAN BE HEARD
24 AS WELL.

25



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1 **SUP. ANTONOVICH:** JIM NOYES IS HERE, DIRECTOR OF PUBLIC WORKS.
2 HE COULD ALSO PERHAPS ENLIGHTEN THE --

3

4 **SUP. BURKE, CHAIR:** WELL, LET'S GIVE-- SHALL WE HEAR FROM HIM
5 FIRST? AND THEN WE'RE GOING TO GIVE YOU AN ADDITIONAL FIVE
6 MINUTES TO CONCLUDE. A NUMBER OF ISSUES THEY HAVE RAISED,
7 HOWEVER, WE DON'T HAVE THIS ON OUR AGENDA, OBVIOUSLY, AND IN
8 PUBLIC COMMENT, REALLY, WE'RE NOT SUPPOSED TO RESPOND, WE'RE
9 SUPPOSED TO JUST HEAR. I THINK WE'RE IN VIOLATION AT THIS
10 POINT THAT WE'RE RESPONDING BECAUSE WE'RE JUST SUPPOSED TO
11 HEAR YOU, BUT WOULD YOU CARE TO COMMENT ON ANY OF THE ISSUES?

12

13 **JIM NOYES:** YES, SUPERVISOR. JIM NOYES, PUBLIC WORKS DIRECTOR.
14 THE ONLY COMMENT I THINK IS APPROPRIATE AT THIS TIME FOR ME TO
15 MAKE, I'M NOT FAMILIAR WITH THE LEGAL PROCEEDINGS OF TODAY OR
16 LAST WEEK OR WHENEVER IT WAS, WE HAD SEVERAL DISCUSSIONS WITH
17 MR. QUIGLEY, WE HAD SEVERAL DISCUSSIONS WITH THE DEVELOPER, WE
18 REVIEWED ALTERNATIVE PROPOSALS FOR REALIGNMENTS OF THE ROAD IN
19 THE VICINITY OF THE OAK TREE, AND IT'S OUR CONCLUSION AS
20 PROFESSIONALS THAT THOSE WERE SUBSTANDARD DESIGNS AND WE COULD
21 NOT, IN GOOD CONSCIENCE, RECOMMEND TO THE BOARD OR ANY
22 GOVERNING AGENCY, THAT THE COUNTY PROCEED WITH THOSE DESIGNS.

23

24 **SUP. BURKE, CHAIR:** ALL RIGHT, WE'LL GIVE YOU FIVE MINUTES TO
25 CONCLUDE. AND, YOU KNOW, THE REASON WE RESPONDED IS THAT YOU



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1 ASKED DIRECT QUESTIONS, WE ARE NOT AUTHORIZED BY THE BROWN ACT
2 TO RESPOND OR GET INVOLVED IN DISCUSSION BY THE BOARD OF ANY
3 ISSUE THAT'S NOT ON OUR AGENDA. SO WE WILL REFRAIN FROM ANY
4 FURTHER DISCUSSION IN TERMS OF OUR RESPONSE. WE WILL MAINTAIN
5 OUR CONFORMITY WITH THE BROWN ACT, BUT YOU MAY CONCLUDE AND
6 WE'LL GIVE YOU FIVE ADDITIONAL MINUTES TO CONCLUDE YOUR
7 PRESENTATION.

8

9 **DEAN FRANCOIS:** MY NAME IS DEAN FRANCOIS OF REDONDO BEACH, I'LL
10 TAKE ABOUT A MINUTE HERE. I JUST WANT TO STRESS THE FACT THAT
11 IT SEEMS AS THOUGH THE COUNTY'S IN VIOLATION OF THE CALIFORNIA
12 ENVIRONMENTAL QUALITY ACT. AN ENVIRONMENTAL IMPACT REVIEW HAS
13 NOT BEEN DONE ON MOVING THE TREE, ON MOVING OR DEMOLISHING OR
14 CUTTING DOWN THE TREE, AND THAT REPRESENTS A POTENTIAL
15 HISTORIC LANDMARK, AND THEREFORE THE COUNTY IS IN VIOLATION OF
16 THAT ACT. NOW BESIDES ALL THAT, WHAT WE'RE REALLY ASKING FOR
17 IS A HEARING ON THIS, WE HAVEN'T BEEN ABLE TO DO IT, THE ONLY
18 WAY AN AGENDA CAN BE PLACED ON THE AGENDA IF THE SUPERVISOR
19 REQUESTS IT. NOW, I'VE PLEADED WITH SUPERVISORS ON THIS, I'VE
20 TALKED AROUND ON THIS, AND IT'S ALMOST LIKE WE'RE IN A LITTLE
21 SITUATION WHERE EVERY SUPERVISOR CONTROLS WHAT HAPPENS HERE.
22 WE WANT TO MAKE SURE THAT THIS IS RESPONSIBLY OF THE COMPLETE
23 COUNTY BOARD OF SUPERVISORS, AND THIS AFFECTS PEOPLE FAR
24 BEYOND THE SANTA CLARITA VALLEY. IT AFFECTS PEOPLE THROUGHOUT



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1 LOS ANGELES COUNTY AND THROUGHOUT THE STATE, BECAUSE THAT
2 REPRESENTS A HISTORIC LANDMARK. THANK YOU.

3

4 **SYLVIA BLACKSTONE:** SYLVIA BLACKSTONE, CERTIFIED ARBORIST, 1867
5 NORTH AVENUE 51 IN THE CITY OF LOS ANGELES. HEARING WHAT I'VE
6 HEARD, I WANT TO CALL INTO QUESTION THE PERMIT THAT WAS GIVEN
7 FOR THE OAK TREES FOR THIS PROJECT. HAVING LOOKED AT THAT
8 PERMIT, THE OAK TREES WERE ALL STATED TO BE QUIRKUS AGRIFOLIA,
9 WHICH IS A COAST LIVE OAK, INCLUDING THIS TREE, THIS NUMBER,
10 THAT IT WAS NOT CORRECTLY IDENTIFIED AS A VALLEY OAK QUIRKUS
11 LOBOTA, SO I WOULD ASK YOU TO LOOK AT THAT AND I WOULD SAY
12 THAT THAT IS A FLAWED DOCUMENT THAT DID NOT CORRECTLY IDENTIFY
13 THE SPECIES OF THIS TREE. NUMBER TWO, THIS DOCUMENT HERE SHOWS
14 IT'S FROM THE COUNTY OAK TREE CARE DOCUMENT. THERE'S A
15 BROCHURE THAT'S DONE BY THE COUNTY. IT SHOWS WHERE THE
16 PROTECTED ZONE OF THE ROOTS OF THE TREE. THIS IS A PROTECTED
17 ZONE, I'M GOING TO POINT THIS OUT. AND THIS SHOWS WHERE
18 IMPACTS ARE ALLOWED TO BE HAPPENING TO THE TREE ARE BEYOND
19 THIS POINT. THIS REPRESENTS, THIS RED BOX REPRESENTS THE
20 AMOUNT OF ROOTS THAT ARE PROPOSED TO BE LEFT WITH THIS TREE
21 WHEN IT IS MOVED. IT'S COMPLETELY UNACCEPTABLE, AND THAT'S WHY
22 RESPONSIBLE ARBORISTS SAY THAT THE TREE CANNOT LIVE. AND IF
23 THIS PERSON IS SAYING IT HAS A 75% CHANCE OF SURVIVAL, THAT IS
24 BECAUSE THIS PERSON IS GETTING PAID TO MOVE THIS TREE AND YOU
25 CANNOT TRUST THAT INFORMATION. THE OTHER THING I HAVE TO SAY,



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1 IT'S THESE ROOTS, IT'S BEEN SAID THAT THE ROOTS ARE DORMANT IN
2 THE WINTER. THE ROOTS ARE ACTUALLY ACTIVE IN THE WINTER. THE
3 LEAVES ARE DORMANT AND THE LEAVES BROKE DORMANCY ALMOST A
4 MONTH AGO, ON 12-18. I WAS OUT THERE AND SAW THE TREE. AND
5 HERE'S THE OTHER THING. THIS SIX INCHES HERE ON THIS LITTLE
6 CHART REPRESENTS WHAT IS RECOMMENDED, NO TREE LARGER THAN A
7 SIX-INCH DIAMETER CAN BE STATED CAN BE MOVED WITH ANY SUCCESS.
8 WE'RE TALKING ABOUT MOVING A TREE THAT IS FOUR FEET SIX INCHES
9 IN DIAMETER, ALMOST EIGHT TIMES AS BIG AS THE RECOMMENDED
10 AMOUNT OF DIAMETER. AND THAT'S IT. THAT'S ALL I HAVE TO SAY.

11

12 **DEAN FRANCOIS:** JUST TO FINISH. I KNOW, I APPRECIATE THE TIME
13 YOU'VE GIVEN US. THIS ISSUE DID ARISE AFTER THE 72-HOUR PERIOD
14 TO GET ON THE AGENDA. OBVIOUSLY THE COURT DECISION TODAY, YOU
15 KNOW, CHANGED THINGS. WE WERE VERY CONFIDENT WE WOULD GET THAT
16 T.R.O. SO THIS COULD BE MORE FULLY HEARD THROUGH THE COURTS.
17 WHAT WE'RE ASKING FOR IS AN EMERGENCY STAY ON THE REMOVAL.
18 YOU'VE HEARD FROM THE ARBORISTS TO ALLOW FOR FURTHER
19 DISCUSSION TO BE MADE. ALL SIDES AGREE THAT THE TREE -- OR,
20 I'M SORRY, THE ROAD IS NOT NEEDED AT THIS TIME, AND MAY NOT BE
21 FOR YEARS, SO THIS RUSHING, WHICH COULD ENDANGER THE LIFE OF
22 OLD GLORY, WE'RE ASKING FOR THIS BODY TO STEP IN AND ISSUE AN
23 EMERGENCY STAY ON THE REMOVAL.

24



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1 **SUP. BURKE, CHAIR:** WHAT I BELIEVE CAN HAPPEN IS IF YOU GO TO
2 COURT AND ASK THAT THE OAK TREE REMOVAL AND THE DETERMINATION
3 WAS INVALID FOR SOME REASON FROM FRAUD OR FOR SOMETHING ELSE
4 AND THAT IT SHOULD COME BACK TO THE COUNTY FOR REVIEW, THEN
5 THAT CAN COME BACK TO THE REGIONAL PLANNING AND YOU THEN HAVE
6 AN OPPORTUNITY TO APPEAL AND IT CAN GO ON THIS AGENDA. I DON'T
7 KNOW OF A MECHANISM -- CAN THAT HAPPEN THAT WAY?

8

9 **COUNSEL PELLMAN:** MADAM CHAIR, IT'S GOING TO DEPEND UPON WHEN
10 IT WAS ISSUED AND WHETHER THE STATUTE OF LIMITATIONS HAS RUN
11 WITH RESPECT TO THE PERMITS THAT WERE ISSUED AND THE APPROVAL
12 OF THE TRACT MAP WITH ITS CONDITIONS.

13

14 **SUP. YAROSLAVSKY:** CAN I ASK A QUESTION MADAM CHAIR?

15

16 **SUP. BURKE, CHAIR:** SURE.

17

18 **SUP. YAROSLAVSKY:** WHEN IS THE OAK TREE SUPPOSED TO BE REMOVED.

19

20 **JOHN QUIGLEY:** THERE ARE PROCESSES.

21

22 **SUP. YAROSLAVSKY:** I KNOW THAT THERE'S A PROCESS BUT WHEN IS IT
23 ACTUALLY -- WHEN IS THE POINT OF NO RETURN. I'M ACTUALLY NOT
24 ASKING YOU I WANT TO ASK ONE OF OUR STAFF AND I DON'T KNOW IF
25 THERE'S ANYBODY, KYLE DO YOU KNOW?



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1

2 **KYLE:** THE 15th OF --

3

4 **SUP. YAROSLAVSKY:** OF WHAT, OF JANUARY, THAT'S TOMORROW. SO
5 THAT'S WHEN THEY'RE GOING TO PULL THE TREE?

6

7 **KYLE:** [Inaudible]

8

9 **SUP. YAROSLAVSKY:** WELL LET'S SUPPOSE THAT IN TWO WEEKS YOUR
10 OFFICE DISCOVERS A WAY TO SAVE THE TREE AND I'M SURE YOU'VE
11 LOOKED AT THIS IN FAR MORE DETAIL THAN ANY OF US BUT SUPPOSE
12 SOMETHING HAPPENED IN THE NEXT TWO OR THREE WEEKS THAT
13 MITIGATED THE NEED TO DO THAT, WOULD THAT PROCESS OF REMOVAL
14 WHICH WILL HAVE STARTED BE ABLE TO BE SUSPENDED AND GO BACK TO
15 THE -- RESTORE THE TREE TO THE STATUS QUO ANTI SO TO SPEAK?
16 YOU DON'T.

17

18 **SPEAKER:** NO.

19

20 **SUP. YAROSLAVSKY:** I MEAN WHAT IS THE PROCESS THAT TAKES THREE
21 TO FOUR MONTHS?

22

23 **SPEAKER:** [Inaudible]

24



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1 **SUP. YAROSLAVSKY:** OKAY WHEN DOES THE TREE GET PULLED OUT OF
2 THE GROUND? ABOUT TWO OR THREE MONTHS.

3

4 **SYLVIA BLACKSTONE:** THEY'RE CUTTING THE ROOTS.

5

6 **SUP. YAROSLAVSKY:** EXCUSE ME, YOU'VE BEEN HEARD AND I WANT TO
7 GET SOME FACTS SO, SO IT WOULD SEEM TO ME THAT, AND THIS IS AN
8 ANSWER TO THE QUESTION THAT'S BEEN RAISED ABOUT HOW YOU GET
9 SOMETHING ON THE AGENDA, WHEN DO YOU NEED TO GET SOMETHING ON
10 THE AGENDA. THE END OF THE DAY, EITHER YOU CAN BUILD A ROAD
11 AROUND THIS THING THAT MEETS THE COUNTY STANDARDS OR YOU
12 CAN'T. I HAVE NOT HEARD FROM -- I HAVEN'T TALKED TO YOU OR
13 YOUR STAFF ABOUT --

14

15 **SUP. ANTONOVICH:** JIM NOYES. WE HAD JIM NOYES IN, AND THEY GAVE
16 HIM THE PROPOSAL. THEY WENT BACK TO THE DEPARTMENT OF PUBLIC
17 WORKS, THEY ANALYZED THE REALIGNMENT AND CONCLUDED THAT IT
18 WOULD BE A SUBSTANDARD ROAD AND AS A RESULT OF THAT, WE'D BE
19 LIABLE FOR ANY -- BECAUSE OF THE GEOGRAPHY, THE LOCATION OF
20 THE TREE WITH HOMES ON ONE SIDE AND THE FLOOD CONTROL CHANNEL
21 ON THE OTHER.

22

23 **SUP. YAROSLAVSKY:** OKAY, I DON'T WANT TO ASK YOU TO SPEAK FOR
24 THE DEPARTMENT OF PUBLIC WORKS, THAT'S NOT FAIR AND I WOULD
25 LIKE TO HEAR WHAT MAKES THAT ROAD SUBSTANDARD.



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1

2 **SUP. ANTONOVICH:** MR. NOYES CAN TELL YOU THAT.

3

4 **SUP. YAROSLAVSKY:** IS HE HERE?

5

6 **SUP. ANTONOVICH:** YEAH, HE WAS JUST -- HE JUST TESTIFIED, HE
7 JUST SPOKE.

8

9 **SUP. YAROSLAVSKY:** I'M SORRY I WAS IN THE BACK.

10

11 **SUP. ANTONOVICH:** OKAY HE JUST SPOKE AND EXPLAINED --

12

13 **SUP. YAROSLAVSKY:** ALL RIGHT THEN I DON'T WANT TO, I CAN GET MY
14 ANSWERS SEVERALLY, BUT DID YOU EXPLAIN WHY IT WAS SUBSTANDARD?

15

16 **JIM NOYES:** NO SIR, I JUST SAID THAT BASED ON THE EVALUATION --

17

18 **SUP. YAROSLAVSKY:** WHY IS IT SUB -- WHAT MAKES IT SUBSTANDARD?

19

20 **JIM NOYES:** BECAUSE OF THE GEOMETRICS AND THE PROJECTED SPEED
21 LIMITS AND THE RADIUS OF THE CURVES, SITE REFERENCES.

22

23 **SUP. YAROSLAVSKY:** WHAT ARE THE GEOMETRICS?

24



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1 **JIM NOYES:** FOR A MASTER PLAN HIGHWAY, WHICH IS WHAT THIS IS
2 PROJECTED TO BE, WE NEED A MINIMUM RADIUS CURVE OF 1,500 FEET.
3 THE DESIGN OF ONE OF THE ALTERNATIVES WAS 1250 FEET, AND I
4 CAN'T REMEMBER WHAT THE OTHER ONE WAS, AND THEN THERE WERE
5 OTHER CONCERNS RELATIVE TO SOME OF THE GEOMETRICS. BUT WE
6 LOOKED AT BOTH PROPOSALS THAT WERE SUBMITTED TO US, AND WE'LL
7 BE GLAD TO DISCUSS THOSE IN DETAIL.

8

9 **SUP. YAROSLAVSKY:** IS THE DIFFERENCE IN 1250 FEET AND 1,500
10 FEET, DOES IT MAKE IT SUBSTANDARD BECAUSE OF THE SPEED LIMIT
11 THAT YOU'RE ASSUMING FOR THAT TURN?

12

13 **JIM NOYES:** IT DICTATES WHAT THE SPEED LIMIT WOULD BE, RIGHT,
14 AND OUR FEELING IS --

15

16 **SUP. YAROSLAVSKY:** IF THE SPEED LIMIT WAS LOWER, THE SPEED
17 LIMIT WAS LOWER, WHATEVER AMBIENCE, WHATEVER THE SPEED LIMIT
18 YOU'LL ACCEPT FOR 1,500 FEET, FOR THE SAKE OF ARGUMENT LET'S
19 SAY IT'S 45 MILES AN HOUR, IF YOU HAD A 1250-FOOT TURN AND YOU
20 POSTED THE SPEED LIMIT AT 35 MILES AN HOUR, WOULD THAT BRING
21 IT INTO CONFORMITY WITH SAFETY STANDARDS?

22

23 **JIM NOYES:** NO. YOU WOULD STILL HAVE A --

24



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1 **SUP. YAROSLAVSKY:** HOW SLOW WOULD YOU HAVE TO POST A SPEED
2 LIMIT FOR IT TO BE CONSISTENT --

3

4 **JIM NOYES:** I DON'T KNOW WHAT THAT WOULD BE SUPERVISOR.

5

6 **SUP. YAROSLAVSKY:** WOULDN'T THAT BE A QUESTION THAT WE'D WANT
7 TO KNOW BEFORE YOU PULL A 400-YEAR OAK TREE OR BEFORE YOU
8 DECIDE THAT THE ROAD IS SUBSTANDARD? I MEAN, SEE, THIS IS --
9 THERE ARE TWO VARIABLES HERE, AS FAR AS I CAN TELL. AND I KNOW
10 NOTHING ABOUT THE DETAILS. I SHOULD PROBABLY KEEP MY MOUTH
11 SHUT, BUT AS LONG AS WE'RE TALKING ABOUT IT, LET'S TALK ABOUT
12 IT. THERE ARE TWO VARIABLES. ONE IS ABOUT WHAT STANDARD IS
13 SUBSTANDARD. ONE IS THE TURNING RADIUS, AND THE OTHER IS THE
14 SPEED LIMIT. THE TWO ARE INVERSELY PROPORTIONAL. THE SLOWER
15 THE SPEED, THE SHORTER THE TURNING RADIUS YOU CAN HAVE AND
16 STILL HAVE A STANDARD -- QUOTE, UNQUOTE, STANDARD SAFE STREET,
17 I THINK. THE FASTER THE SPEED LIMIT, THE LONGER THE TURNING
18 RADIUS YOU NEED. NOW, THE QUESTION THAT -- BEFORE THE HOUSE
19 IS, WHAT IS THE SPEED LIMIT THAT YOU ASSUME WHEN YOU DECLARED
20 THE 1250 FEET WAS SUBSTANDARD? AND OBVIOUSLY YOU ASSUMED THE
21 SAME - YOU'VE ASSUMED THE SPEED LIMIT IS A CONSTANT SO THAT
22 WHEN YOU FELL BELOW 1,500 FEET OF A TURNING RADIUS, YOU FELL
23 BELOW THE STANDARD LINE AND IT BECAME SUBSTANDARD, BUT IF YOU
24 ALLOW THE SPEED LIMIT TO VARY, THEN YOU MIGHT BE ABLE TO HAVE
25 A MARRIAGE OF A LOWER SPEED LIMIT AND A SHORTER TURNING RADIUS



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1 AND SAVE THE TREE. I'M JUST RAISING THAT AS A POSSIBILITY. NOW
2 THAT MAY HAVE ALL BEEN DISCUSSED AND YOU MAY HAVE ANALYZED IT
3 AND IT MAY BE IMPOSSIBLE, BUT THAT'S WHY I'M THINKING TO
4 MYSELF, AND I WOULD THINK THAT SUPERVISOR ANTONOVICH'S OFFICE
5 WOULD ALSO WANT TO SATISFY THEMSELVES ON THIS AS WELL. AND I
6 JUST WOULD ASK -- LET ME ASK YOU, JIM, DO YOU KNOW WHETHER --
7 WHAT THE POINT OF NO RETURN IS? I MEAN IF THEY START DIGGING
8 BY HAND NOW AND THEY SPENT TWO OR THREE WEEKS DIGGING BY HAND
9 AND THEN YOU DISCOVER THAT YOU CAN MAKE THIS THING WORK
10 WITHOUT PULLING THE TREE, DO YOU KNOW WHETHER THEY CAN GO BACK
11 AND RESTORE THE, YOU KNOW, PUT THE DIRT BACK IN AND WHERE THE
12 ROOTS ARE?

13

14 **JIM NOYES:** SUPERVISOR, I DON'T KNOW. WE'VE NEVER DONE AN
15 OPERATION LIKE THIS. WE HAVE NO EXPERIENCE IN RELOCATING THESE
16 TREES.

17

18 **SUP. YAROSLAVSKY:** ALL RIGHT. WELL, I THINK THAT'S --

19

20 **SPEAKER:** SURE --

21

22 **SUP. YAROSLAVSKY:** I WOULD SUGGEST THAT, IF YOU CAN, GIVE US A
23 REPORT IN A WEEK ON THIS TURNING RADIUS/SPEED LIMIT ISSUE,
24 NUMBER ONE, AND, NUMBER TWO, IF YOU CAN GIVE US A REPORT THIS
25 AFTERNOON, EVEN IF IT'S AN E-MAIL, ON -- OR TOMORROW ON HOW --



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1 WHAT THE LITERAL POINT OF NO RETURN IS. I WOULD JUST BE
2 CURIOUS, NOT JUST IN MR. ANTONOVICH, I'D JUST BE CURIOUS IN MY
3 OWN DISTRICT WHAT NOT THAT WE'RE FACING THAT IMMINENT
4 SITUATION, BUT I JUST -- IT'S AN INTERESTING ISSUE ABOUT HOW
5 YOU'D MOVE AN OLD OAK TREE. I'D LIKE TO KNOW WHAT THE POINT OF
6 NO RETURN IS WHEN IT COMES TO THESE SORTS OF THINGS. IF YOU
7 CAN GET US A REPORT ON THAT, THAT WOULD BE GOOD. AND THEN IT
8 MAY BE, IT JUST MAY BE THAT -- THAT YOU HAVE A SOLUTION TO
9 THIS THAT SATISFIES EVERYBODY: SAFETY, LIABILITY, THE TREE,
10 AND IT MAY BE THAT YOU CAN'T, AND IF YOU CAN'T, I THINK, YOU
11 KNOW, JUST EVERYBODY'S GOT TO BE GROWN-UPS ABOUT IT AND
12 UNDERSTAND YOU CAN'T OR, YOU KNOW, MR. ANTONOVICH SAYS, THIS
13 IS NOT A NEW ISSUE ON THIS ROAD, AND WE HAD AN ISSUE HERE A
14 FEW HOURS AGO ON THAT BRIDGE IN THE RIGHT-OF-WAY OF THAT
15 BRIDGE SITS AN OAK TREE, AND THEY'RE GOING TO HAVE TO DEAL
16 WITH THAT, AND IT'S IN A PUBLIC RIGHT-OF-WAY, SO IT'S, YOU
17 KNOW, IT'S ONE OF THOSE THINGS.

18

19 **SUP. ANTONOVICH:** AND YOU'RE GOING TO MOVE THE TREE. RIGHT?

20

21 **SUP. YAROSLAVSKY:** IT'S PERMITTED. YOU HEARD THEM THIS MORNING.

22

23 **JIM NOYES:** SUPERVISOR, WE DID, LIKE I SAID EARLIER, WE DID

24 LOOK AT ALTERNATIVES SUBMITTED BY BOTH THE DEVELOPER AND A

25 REPRESENTATIVE FOR MR. QUIGLEY, IN ADDITION TO THAT WE LOOKED



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1 AT OUR OWN STUDIES TO SEE WHAT WE CAN DO AND AS SUPERVISOR
2 ANTONOVICH INDICATED, SHORT OF TAKING DOWN THE SIDE OF A
3 CLIFF, WHICH WOULD BE A HORRENDOUS COST AND/OR ON THE OTHER
4 SIDE GOING IN AND ENCROACHING AND TAKING PEOPLE'S BACKYARDS,
5 WE HAVE NOT YET BEEN ABLE TO FIGURE OUT A WAY TO GET A
6 STANDARD ROAD IN THERE FOR A MASTER PLANNED HIGHWAY BUT WE'LL
7 TAKE A LOOK AT IT AGAIN.

8

9 **SUP. YAROSLAVSKY:** THE 1250-FOOT TURNING RADIUS, DOES THAT
10 REQUIRE TAKING A CLIFF OR CONDEMNING PROPERTY?

11

12 **JIM NOYES:** I CAN'T REMEMBER WHICH ALTERNATIVE THAT WAS.

13

14 **SUP. YAROSLAVSKY:** NO I UNDERSTAND THE TWO ISSUES BUT THEY'RE
15 INTERRELATED, SO IF THE 1250-FOOT TURNING RADIUS, WHICH IS
16 SUBSTANDARD BASED ON YOUR ASSUMPTION THAT THE SPEED LIMIT HAS
17 TO REMAIN AT THIS, WHATEVER LEVEL THIS IS --

18

19 **JIM NOYES:** BASED ON MASTER PLAN AND HIGHWAY STANDARDS, YES.

20

21 **SUP. YAROSLAVSKY:** OKAY, BUT IF YOU HAD A TURN -- ANYWAY, I'VE
22 BEEN THROUGH THIS. IF WE CAN JUST GET AN ANSWER ON THAT.

23

24 **JIM NOYES:** OKAY.

25



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1 **DEAN FRANCOIS:** JUST TWO CLOSING THINGS, I JUST WANT TO -- TWO
2 THINGS. ONE, JUST OUR INFORMATION FROM ALL OF OUR ARBORISTS IS
3 THAT THE MOMENT THAT THEY TRENCH TO CUT THE ROOTS FOR THE
4 BOXING OF IT, THAT'S THE POINT OF NO RETURN, AND THAT'S WHAT
5 THEY'RE UNDERTAKING TOMORROW, THE BEGINNING OF THAT. THAT'S
6 WHERE THE MORTAL BLOW WILL BE STRUCK AND THERE'S NO WAY TO
7 COME BACK. THAT'S WHY WE'RE ASKING FOR AN EMERGENCY STAY ON
8 THE REMOVAL. THE QUESTIONS YOU ASKED, SUPERVISOR YAROSLAVSKY,
9 ARE EXACTLY THE QUESTIONS THAT THE COMMUNITY IS ASKING.

10 THEY'RE ASKING, WHY CAN'T THE SPEED LIMIT BE REDUCED? BECAUSE
11 TO THE NAKED EYE, WHEN YOU ARE ON SITE, IF YOU COME OUT AND
12 ACTUALLY LOOK AT IT, EVERYONE SAYS, WHY CAN'T IT JUST GO
13 AROUND THE TREE? THERE IS PLENTY OF SPACE. AND SO THESE ARE
14 THE QUESTIONS. AND AGAIN, AS YOU SAID, WE'RE ALL ADULTS HERE.

15

16 **SUP. YAROSLAVSKY:** ALL RIGHT LOOK THIS HAS BEEN AN UNUSUAL
17 PUBLIC HEARING, AND I APPRECIATE WHAT YOU'RE SAYING, BUT I
18 THINK THE QUESTION'S BEEN RAISED, AND I THINK WE OUGHT TO JUST
19 MOVE ON, MADAM CHAIR. I UNDERSTAND. YOU'VE HAD ALMOST AN HOUR
20 TO MAKE YOUR CASE BEFORE GOD AND COUNTRY, AND I THINK YOU'VE
21 MADE A POINT AND YOU'VE RAISED AN ISSUE, AND I WOULD ASK MR.
22 NOYES TO GET US A REPORT ON THIS BEFORE THE CLOSE OF BUSINESS
23 TODAY. OKAY? AND E-MAIL IT TO US OR CALL US. AND WE'RE GOING
24 TO BE IN CLOSED SESSION, MAYBE YOU CAN POP IN TO THE CLOSED
25 SESSION AT SOME POINT, I JUST WANT TO KNOW WHETHER THAT'S --



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1

2 **SUP. BURKE, CHAIR:** HOW ARE YOU GOING TO GET THAT ON CLOSED
3 SESSION?

4

5 **SUP. YAROSLAVSKY:** WELL JUST THE, AN ANSWER TO THESE QUESTIONS,
6 IT WILL BE PUBLIC, BUT JUST I THINK MR. ANTONOVICH, MS.
7 MOLINA, YOU, ME, AND KNABE WANT TO -- OUGHT TO BE FULLY
8 INFORMED ABOUT THIS. IT'S BEEN RAISED AND IT MAY ALL BE -- [
9 Mixed Voices].

10

11 **SUP. YAROSLAVSKY:** THIS IS THE FIRST TIME THAT WE'VE BEEN
12 ENCAGED IN THIS AS A GROUP. I REALLY THINK THAT THIS IS
13 UNFORTUNATE IN ONE RESPECT THAT WE SHOULDN'T BE SETTING
14 PRECEDENTS LIKE THIS 'CAUSE THIS IS UNDER PUBLIC COMMENT, BUT
15 I AGREE, MADAM CHAIR, YOU'RE IN A TOUGH SPOT. IT'S BEFORE US,
16 IT'S, YOU KNOW

17

18 **SUP. BURKE, CHAIR:** I HAD SAID THAT WE WERE NOT GOING TO MAKE
19 ANY STATEMENTS BECAUSE I KNOW WE'RE NOT ALLOWED TO UNDER THE
20 BROWN ACT, AND I MADE THAT VERY CLEAR, AND I SAID TO THEM THAT
21 -- AND I DON'T KNOW IF ANYONE WHO'S PLANNING TO CHALLENGE US
22 IN TERMS OF OUR RESPONSES HERE, THAT WE RESPONDED TO DIRECT
23 QUESTIONS THAT THE COUNTY COUNSEL DID NOT STOP US, SO --

24



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1 **SUP. YAROSLAVSKY:** LOOK, I THINK WE HAVE -- I THINK YOU HAVE
2 YOUR MARCHING ORDERS, AND I'D LIKE TO AT LEAST GET AN ANSWER
3 TO THESE QUESTIONS.

4

5 **DEAN FRANCOIS:** CAN THERE BE A VOTE ON A STAY FOR A WEEK?

6

7 **COUNSEL PELLMAN:** THAT WOULD BE INAPPROPRIATE UNDER THE BROWN
8 ACT, THERE IS NO ACTION ITEM PENDING BEFORE THE BOARD.

9

10 **SUP. BURKE, CHAIR:** WE'RE NOT SUPPOSED TO EVEN BE DISCUSSING
11 THIS UNDER THE BROWN ACT.

12

13 **DEAN FRANCOIS:** WE'VE PUT IT ON THE AGENDA FOR NEXT WEEK.

14

15 **SUP. YAROSLAVSKY:** WHY DON'T YOU JUST LET IT RUN ITS COURSE
16 TODAY AND THERE'S NOTHING MORE YOU CAN DO, OKAY, YOU'VE DONE
17 WHAT YOU CAN DO AND WHY DON'T YOU LEAVE IT AT THAT?

18

19 **SUP. BURKE, CHAIR:** OKAY, THANK YOU. IS THERE ANYTHING FURTHER?
20 ANY OTHER PUBLIC COMMENT? IF THERE'S NO OTHER PUBLIC COMMENT -
21 -

22

23 **DEAN FRANCOIS:** HOW DO WE FOLLOW UP WITH YOU TO FIND OUT THE
24 RESULTS OF WHAT HAPPENS HERE?

25



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1 **SUP. BURKE, CHAIR:** SUPERVISOR YAROSLAVSKY, HE'S ASKING YOU.

2

3 **SUP. YAROSLAVSKY:** MADAM CHAIR, I JUST -- I'M JUST NOT GOING TO
4 ENGAGE ANYMORE IN THE DIALOGUE. I MEAN, I THINK YOU'VE SAID
5 YOU KNOW, WE'VE EXCEEDED OUR -- WE VIOLATED THE LIMITS OF THE
6 BROWN ACT IN EVEN GOING THIS FAR ON THIS, BUT I THINK OUT OF
7 DEFERENCE TO THE URGENCY OF THE MOMENT, WE'VE ASKED OUR PUBLIC
8 WORKS DIRECTOR TO GIVE US SOME INFORMATION.

9

10 **SUP. BURKE, CHAIR:** AND SO THEY CAN CONTACT HIM.

11

12 **SUP. YAROSLAVSKY:** THEY CAN CONTACT MR. ANTONOVICH'S OFFICE.
13 I'M SURE CONOL WILL BE ACCESSIBLE AND HE'S GOING TO KNOW IT
14 BEFORE WE DO.

15

16 **SUP. ANTONOVICH:** WE'LL GIVE YOU A COPY OF THE REPLY WHEN MR.
17 NOYES SENDS THAT INFORMATION TO US.

18

19 **DEAN FRANCOIS:** IF POSSIBLE, SUPERVISOR BRATHWAITE-BURKE, CAN
20 YOU PLACE THIS ON THE AGENDA FOR NEXT WEEK?

21

22 **SUP. BURKE, CHAIR:** I HAVE TO HAVE -- THE ONLY WAY I CAN PLACE
23 SOMETHING ON THE AGENDA IS THAT IT HAS TO BE A COUNTY ISSUE,
24 AND THE ISSUES HERE THAT CAN BE PLACED ON THE AGENDA IS IF YOU
25 BRING BEFORE US AND RECONSIDER -- THESE ARE PLAN -- THIS WAS A



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1 PLANNING ISSUE, AND UNLESS I AM TOTALLY OFF BASE, YOU HAVE TO
2 -- THERE WAS A DETERMINATION MADE ON THIS HIGHWAY. THAT
3 DETERMINATION HAS TO BE SET ASIDE AND THEN IT CAN COME BACK TO
4 US IF YOU APPEAL THAT SET ASIDE OF THAT DETERMINATION. THERE'S
5 THE OAK TREE PERMIT, AS I UNDERSTAND IT, THAT WAS THE ACTION
6 THAT WAS TAKEN BY THE COUNTY. THERE'S ALSO THE HIGHWAY
7 DETERMINATION THAT WAS MADE. THOSE ARE THE ISSUES THAT WOULD
8 HAVE TO COME BEFORE US. WE CAN'T JUST SAY, "OKAY, WE'RE GOING
9 TO CHANGE THE DIRECTION OF -- WE'RE GOING TO TAKE SO-AND-SO'S
10 PROPERTY AND SAY, OKAY, TOMORROW WE'RE GOING TO PUT ON THE
11 AGENDA TAKING THESE" -- IF IT'S THE PEOPLE'S PROPERTY, WE'RE
12 GOING TO SAY TO THIS DEVELOPER HE HAS TO DO THIS, THIS, AND
13 THIS. WE HAVE TO HAVE SOME MECHANISM, AND AS FAR AS I KNOW,
14 THOSE ARE THE ONLY MECHANISMS. I'M SURE THAT THERE ARE PEOPLE
15 THAT CAN LOOK UP AND SEE ALL OF THESE DETERMINATIONS THAT HAVE
16 BEEN MADE BY THE COUNTY THAT A COURT CAN DETERMINE COULD BE
17 RECONSIDERED AS THE COUNTY COUNSEL SAID, IF THE STATUTE OF
18 LIMITATIONS HAS NOT PASSED.

19
20 **DEAN FRANCOIS:** OKAY.

21
22 **SUP. BURKE, CHAIR:** NOW SOME OF THESE ARE OLD ISSUES.

23
24 **DEAN FRANCOIS:** SURE.



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1 **SUP. BURKE, CHAIR:** OKAY, ALRIGHT.

2

3 **DEAN FRANCOIS:** THANK YOU VERY MUCH. THANK YOU SUPERVISOR
4 YAROSLAVSKY.

5

6 **CLERK VARONA-LUKENS:** IN ACCORDANCE WITH BROWN ACT REQUIREMENTS
7 NOTICE IS HEREBY GIVEN THAT THE BOARD OF SUPERVISORS WILL
8 CONVENE IN CLOSED SESSION TO DISCUSS ITEM CS-1 AND THE RELATED
9 AGENDA ITEM 52, CONFERENCE WITH LEGAL COUNSEL REGARDING
10 EXISTING LITIGATION; ITEM CS-2, CONFERENCE WITH LEGAL COUNSEL
11 REGARDING EXISTING LITIGATION, ITEM CS-4, CONFERENCE WITH
12 LEGAL COUNSEL REGARDING INITIATION OF LITIGATION, ONE CASE,
13 ITEM CS-5, CONSIDERATION OF CANDIDATE FOR APPOINTMENT TO THE
14 POSITION OF SPECIAL COUNCIL; ITEM CS-6, CONSIDERATION OF
15 CANDIDATES TO THE POSITION OF DIRECTOR OF CHILDREN AND FAMILY
16 SERVICES.

17

18 **C.A.O. JANSSEN:** WE'RE GOING TO CONTINUE THAT ONE WEEK.

19

20 **CLERK VARONA-LUKENS:** OKAY. ITEM CS-8, CONFERENCE WITH REAL
21 PROPERTY NEGOTIATORS DAVID JANSSEN, ALLEN COATEN, STAN
22 WISNIEWSKI WITH RESPECT TO A PROPOSED LEASE MODIFICATION FOR
23 PROPERTY WITHIN THE MARINA DEL REY'S SMALL CRAFT HARBOR. AND
24 ITEM CS-9, CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING



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1 LITIGATION AS INDICATED ON THE POSTED AGENDA AND SUPPLEMENTAL
2 AGENDA.

3

4 **COUNSEL PELLMAN:** AND I BECAME AWARE, MADAM CHAIR, JUST BEFORE
5 THE BOARD MEETING, OF THE NEED TO TAKE ACTION ON ANOTHER
6 POTENTIAL INITIATION OF LITIGATION PURSUANT TO SUBDIVISION C
7 OF GOVERNMENT CODE SECTION 54956.9.

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REPORT OF ACTION TAKEN IN

CLOSED SESSION ON JANUARY 14, 2003

The Board of Supervisors met today in Closed Session.

CS-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION

Initiation of litigation, pursuant to subdivision (c)
of Government Code Section 54956.9 (one case)

The Board authorized County Counsel to file an amicus
brief in support of the two municipalities which are
petitioners in the case Building Industry Association
of San Diego et al. v. State Water Resources Control
Board, et al.

This case challenges the storm water permit for
San Diego County.



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1 The vote of the Board was as follows:

2

3 Supervisor Molina Abstained

4 Supervisor Yaroslavsky No

5 Supervisor Knabe Aye

6 Supervisor Antonovich Aye

7 Supervisor Burke Aye

8

9

10 CS-5. PUBLIC EMPLOYMENT

11

12 Consider candidate for appointment to the position of
13 Special Counsel, pursuant to Government Code Section
14 54957.

15

16 The Board voted to extend for the current calendar
17 year the contract of Merrick Bobb on the same terms
18 as his previous contract.

19

20 The vote of the Board was unanimous.

21



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1 County Counsel was instructed to prepare the contract
2 and the Chair was instructed to sign the contract
3 upon presentation.

4
5 CS-8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
6 (Government Code Section 54956.8)

7
8 It is the intention of the Board of Supervisors to
9 meet in Closed Session to provide instructions to
10 its real estate negotiators with respect to a
11 proposed lease modification for the following
12 property within the Marina del Rey Small Craft
13 Harbor:

14
15 **Property:** Parcel 125I (Marina City Club)
16 4333 Admiralty Way

17
18 **County Negotiators:** David Janssen, Allan Kotin
19 and Stan Wisniewski



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2 CS-8 (Continued)

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4 **Negotiating Parties:** County and Marina City Club
5 L.P. (Jerry Snyder) and Marina
6 City Club Condominium Owner's
7 Association, Inc. (Keith Allen-
8 Niessen)

9

10 **Under Negotiation:** Price and Terms

11

12 **The Board of Supervisors authorized a modification**
13 **to the lease for Parcel 1251, Marina City Club, at**
14 **4333 Admiralty Way, in the Marina del Rey Small**
15 **Craft Harbor.**

16

17 **The vote of the Board was unanimous.**

18

19 52. The Board continued the matter for one week to
20 January 21, 2003.

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